This is a digital copy of a book that was preserved for generations on library shelves before it was carefully scanned by Google as part of a project to make the world's books discoverable online.

It has survived long enough for the copyright to expire and the book to enter the public domain. A public domain book is one that was never subject to copyright or whose legal copyright term has expired. Whether a book is in the public domain may vary country to country. Public domain books are our gateways to the past, representing a wealth of history, culture and knowledge that's often difficult to discover.

Marks, notations and other marginalia present in the original volume will appear in this file - a reminder of this book's long journey from the publisher to a library and finally to you.

Usage guidelines

Google is proud to partner with libraries to digitize public domain materials and make them widely accessible. Public domain books belong to the public and we are merely their custodians. Nevertheless, this work is expensive, so in order to keep providing this resource, we have taken steps to prevent abuse by commercial parties, including placing technical restrictions on automated querying.

We also ask that you:

+ *Make non-commercial use of the files* We designed Google Book Search for use by individuals, and we request that you use these files for personal, non-commercial purposes.

+ *Refrain from automated querying* Do not send automated queries of any sort to Google's system: If you are conducting research on machine translation, optical character recognition or other areas where access to a large amount of text is helpful, please contact us. We encourage the use of public domain materials for these purposes and may be able to help.

+ *Maintain attribution* The Google "watermark" you see on each file is essential for informing people about this project and helping them find additional materials through Google Book Search. Please do not remove it.

+ *Keep it legal* Whatever your use, remember that you are responsible for ensuring that what you are doing is legal. Do not assume that just because we believe a book is in the public domain for users in the United States, that the work is also in the public domain for users in other countries. Whether a book is still in copyright varies from country to country, and we can't offer guidance on whether any specific use of any specific book is allowed. Please do not assume that a book's appearance in Google Book Search means it can be used in any manner anywhere in the world. Copyright infringement liability can be quite severe.

About Google Book Search

Google's mission is to organize the world's information and to make it universally accessible and useful. Google Book Search helps readers discover the world's books while helping authors and publishers reach new audiences. You can search through the full text of this book on the web at `http://books.google.com/`

Author and Title

Ohio. Laws, statutes, etc.
Legislative acts.

Call Number	Volume	Copy
KFO 25 A222	1889	

THIS BOOK DOES NOT CIRCULATE
OUTSIDE THE BUILDING

NAME	LOCATION

Ohio. Laws, statutes, etc.
Legislative acts.

KFO
25
A222

vol
1889

Author and Title

Ohio. Laws, statutes, etc.
Legislative acts.

Call Number	Volume	Copy
KFO 25 A222	1889	

THIS BOOK DOES NOT CIRCULATE
OUTSIDE THE BUILDING

NAME	LOCATION

Ohio. Laws, statutes, etc.
Legislative acts.

KFO
25
A222

vol
1889

THE STATE OF OHIO.

GENERAL AND LOCAL ACTS

PASSED

AND

JOINT RESOLUTIONS

ADOPTED

BY THE

SIXTY-EIGHTH GENERAL ASSEMBLY

AT ITS ADJOURNED SESSION,

Begun and Held in the City of Columbus, January 8th, 1889.

VOLUME LXXXVI.

COLUMBUS:
THE WESTBOTE COMPANY, STATE PRINTERS.
1889.

GENERAL LAWS.

[Senate Bill No. 273.]

AN ACT

To amend section 6831 of the Revised Statutes of Ohio, defining offenses against property.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 6831 of the Revised Statutes, as amended April 14, 1886 (83 v., p. 81), be amended so as to read as follows:

Arson. Sec. 6831. Whoever maliciously burns, or attempts to burn, any dwelling house, kitchen, smoke house, shop, office, barn, stable, storehouse, warehouse, railroad coach or car, malt house, still house, mill, pottery or any other building, the property of another person, or any church, meeting house, court house, work house, school house, jail or the Ohio penitentiary, or any shop, store house or building, within the inclosed walls thereof, or any other public building, or any ship or other water craft, or any toll bridge or any part thereof, erected across any river, wholly or partly within this state, or any other bridge erected across any of the waters within this state, or sets fire to or attempts to set fire to anything in or near to any such building, coach or car, water craft or bridge, with intent to burn the same, shall, if the value of any such building, coach or car, water craft or bridge, burned, attempted or intended to be burned, is fifty dollars or more, be imprisoned in the penitentiary not more than twenty years, or if the value is less than that sum, be fined, not more than two hundred dollars, or imprisoned not more than thirty days, or both.

SECTION 2. Said original section 6831 is hereby repealed; and this act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed January 15, 1889.

[Senate Bill No. 348.]

AN ACT

To amend section 1271 of the Revised Statutes of Ohio, as amended April 7, 1882, relative to appointment and compensation of assistant prosecuting attorneys.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 1271 of the Revised Statutes of the state of Ohio, as amended April 7, 1882, be amended to read as follows:

Assistant prosecuting-attorneys may be appointed in Hamilton, Cuyahoga and Lucas counties.

Sec. 1271. In Hamilton county the presiding judge of the court of common pleas, the presiding judge of the superior court of Cincinnati, and the probate judge, may appoint a first assistant and second assistant prosecuting attorney. In Cuyahoga county the judges of the court of common pleas may, on the recommendation of the prosecuting attorney, appoint two assistant prosecuting attorneys, who shall also be assistant county solicitors; and said judges may, from time to time, appoint such special assistants to aid the prosecuting attorney, as in their opinion the public business may require, who shall be paid out of the treasury of the county on the warrant of the county auditor, such sum as the court may approve and order. And in Lucas county the senior judge of the court of common pleas, residing therein, may appoint an assistant prosecuting attorney; such assistant prosecuting attorneys shall receive such salary as shall be fixed by the judge or judges appointing them, not exceeding in Hamilton county, twenty-five hundred dollars to the first assistant, or eighteen hundred dollars to the second assistant per year, and not exceeding in Cuyahoga county twenty-five hundred dollars, nor less than two thousand dollars per year, and not exceeding in Lucas county, twelve hundred dollars per year; such salary shall be paid out of the treasury of the county on the warrant of the auditor. The term of appointment for assistant prosecuting attorney shall be for one year from and after the day of appointment, and when there is a vacancy the appointing judge or judges may renew the appointment.

Compensation.

Term.

SECTION 2. That [said] section 1271, as amended April 7, 1882, is hereby repealed; this act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed January 18, 1889.

[Senate Bill No. 159.]

AN ACT

To prevent any person from unlawfully using or wearing the insignia of civic or religious societies in the state of Ohio.

Insignia of civic or religious societies.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That any person who shall willfully wear the insignia of any of the civic or religious societies of this state, or shall use or wear the same to obtain aid or assistance thereby within this state, unless he shall be entitled to use or wear the same, under the rules and regulations of such civic and religious societies, shall be guilty of a misdemeanor, and, upon conviction thereof, shall be punished by imprisonment for a term not exceeding sixty days, or be fined in any sum not exceeding twenty-five dollars, or both at the discretion of the court.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed January 21, 1889.

[Senate Bill No. 303.]

AN ACT

To provide for the payment of one half the taxes received from foreign insurance companies, in counties containing a city of the first grade of the first class, to the police relief fund of such city.

Taxes on foreign insurance companies in certain cities.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the county treasurers of counties containing a city of the first grade of the first class shall, semi annually, at the time of their semi annual settlement with the auditors of their respective counties, pay over to the treasurer of such city one half of the amount to which such city is entitled, under its annual levy to receive, of all the taxes paid into the treasuries of their respective counties by foreign insurance companies on their gross receipts, under the provisions of section[s] 2745 of the Revised Statutes, during the half year preceding such semi annual settlement; and the money so paid over to the city treasury shall be credited to the police relief fund of such city, and shall be controlled, administered and disbursed in accordance with the provisions of sections 1903, 1904, 1905 and 1906 of the Revised Statutes, as passed March 30, 1886.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed January 21, 1889.

[House Bill No. 855.]

AN ACT

To make appropriations, for legislative expenses and to pay salary of clerk of the supreme court up to Feb. 15th, 1889.

Appropriations for legislative expenses and salary clerk supreme court.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That there be and are hereby appropriated out of any moneys in the treasury to the credit of the general revenue fund, not otherwise appropriated, for the purposes hereinafter specified, to-wit:

For salaries of members of the general assembly, per diem of clerks, sergeant-at-arms, and employes, thirty thousand dollars ($30,000,00). Contingent expenses of house of representatives, five hundred dollars ($500,00).

Contingent expenses of senate, five hundred dollars ($500,00).

To pay salary of clerk of supreme court, twelve hundred and fifty dollars ($1250,00).

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed January 21, 1889.

[Senate Bill No. 91.]

AN ACT

To amend section 5437 of the Revised Statutes of Ohio, as amended April 18, 1882 (79 O. L., 107.)

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 5437 of the Revised Statutes of Ohio, as amended April 18, 1882, be amended so as to read as follows:

Homestead for decedent's family.

Sec. 5437. On petition of executors or administrators to sell, to pay debts, the lands of a decedent who has left a widow, or a minor child, unmarried, and composing part of the decedent's family at the time of his death, the appraisers shall proceed to set apart a homestead as provided in the next section, and the same shall, except as otherwise provided in section 6155 of the Revised Statutes, remain exempt from sale on execution, and exempt from sale under any order of the court, so long as the widow, if she remain unmarried, or any unmarried minor child of said decedent resides thereon.

SECTION 2. That section 5437 of the Revised Statutes, as amended April 18, 1882, is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed January 22, 1889.

[House Bill No. 221.]

AN ACT

To authorize cities of the third grade of the first class to borrow money and issue bonds therefor, for the purpose of procuring territory and right of way, sinking wells for natural gas, purchasing wells and natural gas works, purchasing and laying pipes, and supplying such cities with natural gas for public and private use and consumption.

Cities third grade, first class, authorized to issue natural gas bonds; Toledo.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That any city of the third grade of the first class in the state of Ohio shall be, and is hereby authorized to issue its bonds for an amount not exceeding seven hundred and fifty thousand dollars, for the purpose of procuring territory, right of way, sinking wells for natural gas, purchasing wells and natural gas works, purchasing and laying pipes, with all necessary fixtures, attachments, machinery, and for constructing the necessary buildings to supply such city and the citizens thereof with natural gas for public and private use and consumption.

Question of issue to be submitted to vote.

SECTION 2. Before such bonds, or any of them shall be issued by any such city, the question of issuing the same shall be submitted to a vote of the qualified electors of such city, at any general or municipal election to be held therein; and at such election separate ballots shall be provided and used by the voters upon said question. The tickets voted shall have written or printed thereon the words: "Authority to issue natural gas bonds—Yes"; or, "Authority to issue natural gas bonds—No." If the proposition to issue bonds be approved by sixty per cent. of those voting upon the proposition, such city shall have authority to issue such bonds for the purposes named, as provided in this act.

Notice and conduct of such election.

SECTION 3. The mayor of any such city, before the next general or municipal election after the passage of this act, shall cause public notice of the submission of said question to be published in all the newspapers published and of general circulation therein, for at least ten days prior to such election. And said election shall be held, proclamation thereof and returns thereof made, in all respects, not otherwise herein provided, as municipal elections are now required by law to be held and returned in such cities.

Issue of bonds; denomination.

SECTION 4. Said bonds when so authorized, shall be issued according to the provisions of an ordinance to be by the common council passed for that purpose, in denominations not less than five hundred dollars and not more than one thousand dollars, payable at such times, not less than ten years, and not exceeding thirty years from the date of the issue thereof, with interest not to exceed four and one-half per cent. per annum, payable semi-annually, principal and interest payable at such place as may be by said ordinance provided for, and such bonds shall have attached thereto coupons representing the interest to accrue thereon, Said bonds shall in all cases express upon their face the purposes for which, and the act under which issued, and shall be signed by the mayor and countersigned and registered by the clerk of such municipality,

with the seal thereof impressed thereon, and shall be sold according to law, and for no less than their face value.

Limitation on such issue.

SECTION 5. No more of said bonds in any case shall be issued or sold than is necessary for, and required by the actual and necessary cost and expense of procuring the necessary grounds, sinking such number of wells as may be required for the purposes named, the purchase of wells and natural gas works, purchasing and laying of pipes, and the right of way therefor, and such other necessary attachments, fixtures, machinery and structures, as may be requisite to carry into effect the provisions of this act. And such bonds shall be sold from time to time as the works progress, and in such amounts as shall be required for the proper progress and final completion of such work. All proceeds and moneys arising from such bonds shall be used exclusively for, and applied to, the payment of the work, labor, material and other expenses necessary for the supply of gas for the purposes aforesaid. But not more than seventy-five thousand dollars of said bonds shall be issued or sold for the purpose of paying the cost and expense of procuring the necessary gas territory, and sinking and purchasing such number of wells as may be required for the purposes named; provided, that the common council of any such city may, by ordinance, authorize the trustees of gas-works to increase said cost and expense to a total amount not in excess of one hundred and fifty thousand dollars, and may authorize the further issue and sale of said bonds for such purpose to the extent of an additional seventy-five thousand dollars.

Application of proceeds of bonds.

Payment of the principal and interest.

SECTION 6. All moneys collected or received by the trustees of gas works of such cities, respectively, from the consumers of such gas, after paying the necessary running expenses thereof, shall be applied to the payment of such bonds and interest. And the council of such municipality is hereby authorized to levy a tax annually, not exceeding one and one-half mills on the dollar valuation, on the taxable property within any city, affected by this act, in addition to the tax now by law authorized to be levied therein, in such amount as will each year be sufficient with the net income of such gas works, to pay the principal and interest then falling due upon such bonds, and provide a sinking fund for the gradual redemption of such bonds.

Sinking fund.

SECTION 7. All moneys so applicable to the payment of such bonds, which shall come into the hands of the trustees of gas works, before such bonds or any of them become due, shall be used to purchase such bonds or invested under the order of the sinking fund trustees of such city, and the bonds so purchased, or the evidences of the investments so made shall be delivered by said gas works trustees as soon as the transaction is completed, to the sinking fund trustees of such city, who shall place the same to the credit of said bonded debt, and use the same as required, for the extinguishment of the debt created under this act and for no other purpose.

Trustees; how appointed; duties.

SECTION 8. If any election hereinbefore provided for shall appear by the returns thereof to be in favor of the issue of such bonds, the mayor of such city shall certify such fact, under the seal of such city, to the governor of the state of Ohio, who

thereupon shall appoint for such city a board of trustees composed of five citizens of said city, no more than three of whom shall belong to one political party, one of whom shall be appointed for one, one for two, one for three, one for four and one for five years. And the board so appointed shall have charge of the purchase, construction and management of the gas works provided for by this act for such city, and shall hold their offices until their successors are elected and qualified. Any vacancy occurring in such board prior to the next general or municipal election shall be filled by appointment by the mayor of such city, subject to approval by the common council thereof.

SECTION 9. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed January 22, 1889.

[Senate Bill No. 238.]

AN ACT

To authorize certain cities to borrow money and issue bonds therefor, for the purpose of buying or leasing lands, sinking wells for natural gas, purchasing and laying pipes, and supplying such cities and the citizens thereof with natural gas for public and private use and consumption.

Cities, fourth grade, second class, authorized to purchase or lease land for natural gas.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That any city of the fourth grade and second class, situate wholly in any county which at the last federal census had a population of not more than forty thousand five hundred, and not less than forty thousand four hundred and ninety, or which at any future federal census may have such population, be and the same is hereby authorized and empowered to purchase or lease lands, to an extent necessary for the purpose of sinking wells thereon for natural gas, to purchase and lay pipes and procure the right of way for laying the same, to erect, construct and furnish the necessary buildings, fixtures and machinery for the purpose, and to furnish such city and the citizens thereof with natural gas for public and private use and consumption. Provided, however, that the provisions of this act shall not be operative if the indebtedness authorized by this act, and including the amount of the other indebtedness of such city shall exceed seven per cent of the tax duplicate valuation of the property of such city.

Bonds may be issued; denomination

SECTION 2. That to provide the money necessary to carry out the provisions of the first section of this act, the city council of any such city is hereby authorized and empowered to borrow not exceeding one hundred and thirty thousand

($130,000) dollars, and issue the bonds of the city therefor. Such bonds shall be in denominations of not less than one hundred dollars nor more than one thousand dollars, said bonds and interest payable at such place, and at such times, not exceeding fifteen years from the date of issue, as the city council may by resolution determine, which bonds shall bear interest at a rate not exceeding six per cent. per annum. They shall express upon their faces the purpose for which and designate the act under which issued. They shall be signed by the mayor, with the seal of the city attached and shall be countersigned and registered by the city clerk, and shall be sold in all respects in accordance with the provisions of section 2709 of the Revised Statutes of Ohio.

Sinking fund.

SECTION 3. If the revenues derived from the sale of said gas be not sufficient to meet the principal and interest of said bonds as they become due, then the council of said city is hereby authorized and required to levy a tax annually not exceeding five mills on the dollar on the taxable property of said city in addition to the other taxes authorized to be levied, in such amounts as will each year be sufficient to pay the bonds and interest then falling due, and to provide a sinking fund for the gradual extinguishment thereof. After the complete extinguishment of said debt, the proceeds arising from the sale of such gas shall be applied to the payment of the current expenses of said city or otherwise as the council of said city may direct.

Special election.

SECTION 4. Before such bonds or any of them shall be issued, the question of issuing the same shall be submitted to a vote of the qualified electors of such city at a special election, to be held at such time as the council of such city may appoint, and at the usual places of voting in such city. The tickets voted at such election shall have written or printed thereon the words, "For Natural Gas Bonds—Yes"; or "For Natural Gas Bonds—No." If the proposition to issue bonds be approved by two-thirds or more of those voting thereon at such election, then such city shall have authority to issue such bonds for the purposes named, and as provided in this act. Notice of such special election shall be published in two newspapers published in or circulating in such city, for not less than ten days prior to such election, which shall, in all respects not otherwise herein provided, be managed and controlled as municipal elections are, or may be required by law to be held in any such city.

Trustees.

SECTION 5. The mayor of such city, with the advice and consent of the city council, shall appoint five trustees, to be know[n] as trustees of natural gas works, one to serve one year, one to serve two years, one to serve three years, one to serve four years and one to serve five years; and thereafter, one such trustee shall be appointed annually in like manner, to serve for five years; and not more than three of such trustees shall belong to one political party. All vacancies in said board of trustees shall be filled by appointment in the manner aforesaid.

SECTION 6. The said trustees shall have all the power and

duties possessed by trustees under the statutes governing artificial gas works so far as applicable.

SECTION 7. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed January 31, 1889.

[House Bill No. 565.]

AN ACT

To authorize the use of school-houses for literary entertainments, school exhibitions, singing-schools and religious exercises.

Regulating use of school-houses.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That when in the judgment of any board of education it will be for the advantage of the children residing in any school district to hold literary societies, school exhibitions, singing-schools, or religious exercises, the board of education shall, upon the application of the sub-district directors, authorize the opening of such school-houses for the purposes aforesaid.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed January 31, 1889.

[House Bill No. 172.]

AN ACT

To amend section 279 of the Revised Statutes.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio* That section 279 of the Revised Statutes is hereby amended to read as follows:

Annual valuations, rate of interest, etc.

Sec. 279. The superintendent shall, annually, make or cause to be made, net valuations of all outstanding policies, additions thereto, unpaid dividends, and all other obligations of every life insurance company transacting business in this state; and for the purpose of such valuations, and for making special examinations of the condition of life insurance companies, as provided in the laws of this state relating to life insurance companies, and for valuing all policies of whatever

description, and for any purpose whatever, the rate of interest shall be four per cent. per annum, and the rate of mortality shall be established by the tables known as the American experience tables, but when the laws of any other state of the United States authorize a valuation of life insurance policies, by some designated state officer, according to the standard herein provided, or according to any other standard which makes the value of the policy not less than that of the standard herein provided, the valuation made according to the said standard, by such officer of the policies and other obligations of any life insurance company not organized under the laws of this state, and certified by said officer, may be received as true and correct, and no further valuation of the same shall be required of such company by the superintendent of insurance, except that in no case shall the superintendent of insurance accept the certificate of valuation of such officer of another state of the United States, when such officer does not accept, or refuses or fails to accept a like certificate from him of the valuation of the policies of any life insurance company incorporated under the laws of Ohio, or when any such officer of another state is prohibited by law from accepting the certificate of valuation of the superintendent of insurance of this state, the said superintendent shall forthwith require the officers of all companies located in such state to submit to him, within a reasonable time, the descriptions of the policies thereof for valuation, and he shall proceed to make, or cause to be made, a valuation thereof according to the standard herein named, and in case said descriptions are not submitted to the said superintendent within the time fixed by him, he shall revoke the license of such company or companies as shall fail to do so, and shall refuse to renew the same, until such descriptions shall be submitted and a valuation by him shall have been completed.

Exception to above.

SECTION 2. That said original section 279 be and the same is hereby repealed.

SECTION[s] 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed February 7, 1889.

[Senate Bill No. 53.]

AN ACT

To suppress bucket shops and gambling in stocks, bonds, petroleum, cotton, grain, provisions and other produce.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That it shall be unlawful for any corporation, association, chamber of commerce, board of trade, copartnership or

person to keep or cause to be kept within this state any bucket shop, office or other place wherein is conducted or permitted the pretended buying or selling of the shares of stocks or bonds of any corporation, or petroleum, cotton, grain, provisions or other produce, either on margins or otherwise, without any intention of receiving and paying for the property so bought, or of delivering the property so sold; or wherein is conducted or permitted the pretended buying or selling of such property on margins, or when the party buying any of such property, or offering to buy the same does not intend actually to receive the same if purchased, or to deliver the same if sold, and the keeping of all such places and any such pretended buying or selling are hereby prohibited. Any corporation or person, whether acting individually or as a member, or as an officer, agent or employe of any corporation, association or copartnership, who shall be guilty of violating this section shall, upon conviction thereof, be fined in any sum not exceeding five hundred dollars ($500.00), nor less than two hundred dollars ($200.00), and any person or persons who shall be guilty of a second offense under this statute, in addition to the penalty above prescribed, shall upon conviction, be imprisoned in the county jail for the period of six months, and if a corporation, shall be liable to forfeiture of its charter; and the continuance of such establishment after first conviction shall be deemed a second offence. And the foregoing provisions shall apply to any "bucket shop," office or other place of business within this state, conducted in pursuance of or under any agreement or arrangement with any corporation, chamber of commerce, board of trade, association, copartnership, or person without this state, who has or may have leased, or who has or may have the control or use of any line or wire of any telegraph, or other means of communication with such "bucket shop," office or other place of business within this state, and to all persons in any way employed or engaged in maintaining and carrying on such wagering business therein, or in connection therewith; and no person within this state shall employ or use such telegraph, or other means of communication to transmit information to such non-resident of this state of any such wagering transaction or thing prohibited by this act, and the keeping of all places hereinbefore mentioned is hereby prohibited, and such non-residents of this state, as shall cause to be violated within this state the foregoing provisions in relation to such non-residents, shall be deemed guilty of a misdemeanor committed within this state, and shall be fined or imprisoned as hereinbefore provided in this section.

Prohibiting bucket shops and gambling in stocks, bonds, petroleum, cotton, grain, provisions and other produce

Penalty.

SECTION 2. It shall not be necessary, in order to commit the offence defined in section one (1) of this act, that both the buyer and seller shall agree to do any of the acts therein prohibited, but the said offence shall be complete against any corporation, chamber of commerce, board of trade, association, copartnership or person thus pretending or offering to sell, or thus pretending or offering to buy, whether the offer to sell or buy is accepted or not; and any corporation, association, copartnership, or person who shall communicate, receive, exhibit or display in any manner any such offer to so buy or sell, or any

When offence shall be deemed complete.

statements or quotations of the prices of any such property, with a view to any transaction as aforesaid shall be deemed a principal, and upon conviction thereof shall be fined and punished the same as the principal, and as provided in section one (1) of this act.

When written statements shall be furnished to customers.

SECTION 3. It shall be the duty of every commission merchant, copartnership, association, corporation or broker doing business as such to furnish, upon demand, to any customer or principal for whom such commission merchant, broker, copartnership, corporation or association has executed any order for the actual purchase or sale of any of the commodities hereinbefore mentioned, either for immediate or future delivery, a written statement containing the names of the parties from whom such property was bought, or to whom it shall have been sold, as the case may be, the time when, the place where and the price at which the same was either bought or sold; and in case such commission merchant, broker, copartnership, corporation or association shall refuse promptly to furnish such statement upon reasonable demand, the fact of such refusal shall be prima facie evidence that such property was not sold or bought in a legitimate manner.

The words "bucket shop" and "margin" defined.

SECTION 4. The term "bucket shop" shall apply to all and every of the places mentioned in this act; and shall include not only the place of the making or permission to make, or offer to make wagering contracts as aforesaid, but also the place wherein is carried on the system of purchasing or selling of stocks, bonds or securities as mentioned in section one of this act, whether the contract is to be performed within or without this state, when the payment therefor is by certified check, or any other device, given or made by or for the purchaser to the seller, and the delivery is by or for the seller to the purchaser, and such seller or party acting for him does not in good faith receive the cash upon such certified check or method of payment as is done in the regular course of legitimate business, or any such purchaser or party acting for him does not in like manner receive such stock, bonds or other securities. And the word "margin," in this act shall be held to mean and include not only sums of money paid or to be paid upon executory wagering contracts, but also money paid or agreed, or required to be paid, upon executory contracts which the party paying or to pay the same does not intend to complete by receiving or delivering the whole of what is so contracted for, but to resell, before the time fixed by contract for such delivery or at such time, to pay or receive the difference between the contract price and the market price of that concerning which such contract is made. And any attempt to produce a corner on any commodity, or article of merchandise by contracts or wagers, intended to produce an abnormal condition, shall be deemed a violation of this act.

Penalty for permitting building to be used for "bucket shop" or grain gambling.

SECTION 5. Whoever knowingly permits any of the illegal acts aforesaid in his building, house, or in any outhouse, booth, arbor or any erection of which he has the care or possession, shall be fined not less than five hundred dollars ($500.00) nor more than one thousand dollars ($1,000.00), and any penalty so adjudged shall be a lien upon the premises on or in which such unlawful acts are carried on or permitted, and it shall be

the duty under this act of all judges of the common pleas courts in this state, at every regular term thereof, to charge all regularly impanneled grand juries to diligently inquire, investigate and true presentment make of all persons guilty of a violation of any of the provisions of this act.

SECTION 6. That the act entitled "an act to prevent gambling in grain, stocks, petroleum, wool and provisions," passed May 4, 1885 (82 v., pp. 254, 255), and numbered sections 6934*b*, 6934*c*, 6934*d*, be and the same is hereby repealed. This act shall take effect and be in force from its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed February 7, 1889.

[Senate Bill No. 183.]

AN ACT

To amend section 2269 of the Revised Statutes of Ohio, as amended March 11, 1887 (84 O. L., 1887).

Rules of assessments.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section twenty-two hundred and sixty-nine of the Revised Statutes of Ohio, as amended March 11, 1887, be amended to read as follows:

Sec. 2269. In making special assessments, according to valuation, the council shall be governed by the assessed value of the lots if the land is subdivided and the lots are numbered and recorded; but if the lots are not assessed for taxation, or if there is land not subdivided into lots the council shall fix the value of the lots or the value of the front of such land to the usual depth of lots by the average of two blocks, one of which shall be next adjoining on either side; and if there are no blocks so adjoining, the council shall fix the value of the lots or lands to be assessed so that it will be a fair average of the assessed value of other lots in the neighborhood; and if in making a special assessment by the foot front, there is land bounding or abutting upon the improvement not subdivided into lots, the council shall fix the depth of such land so that it will be a fair average depth of lots in the neighborhood, which shall be subject to such assessment; and this section shall be applicable to special assessments provided for in this chapter, excepting assessments according to benefit.

SECTION 2. That said section twenty-two hundred and sixty-nine, as amended March 11, 1887, be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed February 7, 1889.

[Senate Bill No. 279.]

AN ACT

To establish an efficient and non-partisan board of public affairs in cities of the second class third grade having a population at the last federal census of twelve thousand one hundred and twenty-two.

Providing for a Board of Public Affairs in Hamilton.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That in cities of the second class third grade having a population at the last federal census of twelve thousand one hundred and twenty-two, there shall be a board of public affairs, composed of four members to be appointed by the governor, who shall appoint as the members of such board, four citizens electors of said city, well known for their intelligence, and integrity, not more than two of whom shall be of the same political party, and two of whom of different political party faith and allegiance, shall be designated to serve for two years, and two for four years, and thereafter at the expiration of each term and at each period of two years the governor shall appoint two members of such board who shall be designated to serve for four years. All vacancies in said board from whatever cause shall be filled by the governor for the unexpired term and shall be so filled that not more than two of the members of said board shall be of the same political faith, or so reputed. The members of said board before entering upon their duties shall take and subscribe an oath, which shall be filed and kept in the office of the city clerk of said city, to support the constitution of the United States and the state of Ohio, and in all their official actions and judgments to aim only to secure and maintain an honest, and efficient administration of public affairs free from partisan dictation or control. All members shall serve until their successors are appointed and qualified.

Powers of the board.

SECTION 2. All powers and duties connected with and incident to the appointment, regulation, government and control of the police force and the fire department of said cities; the cleaning, repairing and improving of all streets, alleys, avenues, culverts, bridges, drains, ditches and sewers; the control and superintendency of all parks; and all the powers and duties vested by law in the board of health in said cities shall be vested in said board of public affairs. The office of city commissioner, and said board of health are hereby abolished, and said board of public affairs shall be considered in all respects the successor of the board of health and said city commissioner. Said board shall appoint a superintendent of police, and a chief of the fire department, who may also be required to perform the duties now required by law of the city commissioner, and shall employ such superintendents, laborers, and other persons as it may deem necessary for the cleaning, repairing, and improving of the streets, alleys, avenues, bridges, etc. They shall also have the power if they deem it for the best interest of the city to let said cleaning, repairing, and improving of said streets, alleys, avenues, bridges, etc. to contract, having first advertised for bids therefor. Said advertisement to be published for ten days in a newspaper of general circulation in said cities, and said con-

tract awarded to the lowest and best responsible bidder. Said board may reject any and all bids and re-advertise.

The mayor to preside at the meetings of the board.

SECTION 3. The mayor of the city may be present and when present shall preside at the meetings of the board of public affairs, but he shall not be a member thereof, nor shall he have any vote in the proceedings of the board, excepting that in case the board upon their first meeting for organization after the passage hereof as by this section provided to be held, shall be unable to agree by a majority vote upon the appointment of an acting president, superintendent of police, chief of the fire department, and secretary of the board of public affairs, or either of them, the mayor presiding shall, after twenty ballots upon any of said appointments, have been taken without a resulting appointment, cast the deciding vote upon such appointment. Within five days after the appointment and qualification of the original board appointed pursuant hereto, said members and the mayor shall meet at the call of the mayor, and at said meeting shall effect an organization of said board by the selection of an acting president, and a secretary thereof, a superintendent of police and a chief of the fire department. Said president shall preside at the meetings of said board in the absence of the mayor, and perform such other duties as may be prescribed.

Where meetings of board to be held.

SECTION 4. Meetings of the board of public affairs for the transaction of business shall be held in the council chamber of said cities upon some particular day to be designated by them. And at such other times as two of said board shall call a meeting of said board, by written notice filed with the secretary of the board, whose duty it shall be forthwith to notify the other members of said board, of the time of such meeting. A majority of the board shall be a quorum for the transaction of business, but the mayor shall not be counted to make such quorum, and it shall require an affirmative vote of the majority of the board to pass any measure or authorize any act by the board.

Compensation of members of board and secretary.

SECTION 5. The compensation of each member of the board of public affairs shall be two hundred and fifty dollars per annum, and the secretary thereof shall receive a salary not to exceed five hundred dollars per annum, provided that if one of the members of said board is elected secretary he shall not receive any salary as such member. The secretary shall keep the records of such board, have charge of the office of the board, shall perform such duties as are required of him by the board, and may be removed by the board at any time. The secretary shall give bond in the sum of five thousand dollars conditioned for the faithful performance of his duties, and for the faithful accounting for all moneys that may come into his hands as such secretary. Said bond to be approved by the board and filed with the clerk of said cities.

Board to appoint all policemen and police officers.

SECTION 6. The board of public affairs shall appoint all policemen and all officers for the police force. Appointments shall be made without reference to party opinions or affiliations. All appointments of officers for the police force, excepting the superintendent of police, shall after the first

appointments of such officers made hereunder, be by promotion from the grade next below.

Police force, how appointed.

SECTION 7. The board of public affairs shall within sixty days after their first regular meeting as provided in section three of this act, appoint a police force and officers thereof, pursuant to the provisions of this act and the present police force and the officers thereof in such cities shall continue as such under the control and management of the board of public affairs appointed hereunder, only until the appointment and qualification of such new force and officers; but the superintendent of police shall immediately upon his appointment and qualification enter upon his duties; and as the appointment of officers and members of the force are, within said sixty days made by said board, such officers and members may be designated to take the place of officers and members of corresponding rank on the present force, who may be thereupon forthwith discharged by the board. Appointments of officers and members of the new force may be made agreeably to the provisions of this act, from officers or members of the present force, or from the electors of such city.

How appointments to be made.

SECTION 8. The board of public affairs shall have power to appoint a superintendent of police, a captain of police, and also regular or compensated patrolmen, not exceeding one to each seven hundred and fifty inhabitants of such city. The board may appoint any patrolmen on probation, and may discharge those so appointed at any time within six months from the date of appointment; provided, that if patrolmen so appointed on probation and discharged shall demand it, the cause of his discharge shall be assigned him by the board in writing. The board shall have power, in case of emergency or special necessity, to appoint as many additional patrolmen as it shall think proper, which appointment shall continue only during the continuance of such emergency or special necessity, as determined to exist by the board. The board shall appoint necessary station-house keepers, clerks, and other subordinates necessary to the efficient administration of the police laws and regulations, within the scale of the powers of said board. The board may appoint persons of suitable character, who may be in the employment of the city in other branches or departments, special patrolmen or policemen; but such patrolmen or policemen shall not be paid for their services as such from the public fund of the city or county treasury; and such special patrolmen or policemen shall possess the same powers as the regular patrolmen, and shall obey the rules governing the police force, and conform to its general discipline.

May make rules as to qualifications, etc., of police force.

SECTION 9. The qualification, enumeration, and distribution of duties of each member and officer of the police force shall be particularly defined and prescribed by rules and regulations of the board of public affairs not inconsistent with the further provisions hereof. Each member and officer of the police force, the secretary of the board, and each appointee of the board in any capacity shall be an elector of the city in which he is appointed, and able to read and write the English language understandingly. No person shall be appointed a member or officer of the police force, unless he is well known

to be a man of sobriety and integrity, and has been and is an orderly and law-abiding citizen. No man shall be appointed as member or officer of the police force who has been convicted of any felony, or who has been convicted of any misdemeanor within three years previous to his appointment, or has been engaged in any unlawful calling or has pursued any calling in a manner forbidden by law; nor shall any person be appointed a member or officer of said force on account of any political partisan service rendered by him or [on] account of political sentiments or affiliations; nor shall any officer or member of said force be discharged or removed, or reduced in grade or pay, for any political or partisan opinion. Their appointment and continuance upon said police force shall depend solely upon their willingness and ability to enforce the law. All appointments on the police force hereunder, of officers or members thereof, shall continue during good behavior, and continued ability fully to discharge the duties of the position. The board of public affairs shall have power to call for information, to summon applicants for appointment before them for examination as to their fitness, to summon witnesses and to take any other lawful means which shall enable them to form a correct and intelligent judgment as to the fitness of applicants. No member or officer of the police force shall, after his appointment by the board as herein directed, be removed from the force or reduced in grade or pay for any reason, except inefficiency, misconduct, insubordination, or violation of law; except that, in the case of patrolmen appointed on probation, their discharge within six months from their appointment shall be in the discretion of the board.

Concerning charges against member of police force.

SECTION 10. Any person may prefer charges, which shall be signed by the person making same, against an officer or member of the police force, which charges shall be filed in the office of the mayor, and be by him communicated without delay to the board of public affairs, whose duty it shall be to investigate and decide upon said charges. It shall be the duty of the mayor, whenever probable cause appears, to prefer charges against any member or officer of the force, whom he believes to have been guilty of any conduct justifying his removal or punishment in the interest of public order, in any case where charges have been made against an officer or member of the force, the mayor or board may suspend from duty, or from both pay and duty, the officer or member against whom such charges have been made; and such suspended officer or member shall not be placed upon duty or allowed pay after suspension therefrom, pending the action of the board upon such charges. All charges against members or officers of the police force shall be forthwith filed by the mayor in the office of the board of public affairs, and within three days, after such filing, the board shall proceed to hear and examine said charges. All charges shall be taken as denied, and the hearing shall be summary, and without pleading, and the action of the board thereon shall be final. A record of charges and findings shall be made by the board, and kept in their office. The board shall have power to, and shall issue subpœnas attested in the name of the acting president of the board, to compel

the attendance of witnesses, to administer oaths, and generally shall, for the purpose of such hearing, have and exercise the powers and duties of justices of the peace in civil cases, so far as the same are applicable. If on such hearing, the charges are sustained the officer or member of the force shall pay the costs of such proceedings, and the same may be deducted and withheld from his pay. The board may discharge, suspend, or reduce the grade and pay of any person found guilty as above. No officer or member of the police force who has been found guilty and discharged, shall ever be eligible for re-appointment to the force in any capacity whatever, unless it shall be afterwards proved to the board that their decision was erroneous and that, in fact, he was not guilty of the offense for which he was dismissed.

SECTION 11. The superintendent of police shall receive a salary not exceeding one thousand dollars per annum; each captain of police shall receive a salary not exceeding eight hundred dollars per annum; and the pay of each patrolman shall not exceed the sum of seven hundred and twenty dollars per annum.

Board to fix salaries of police.

SECTION 12. The salaries of officers and pay of patrolmen provided for in section eleven hereof, shall be fixed by the board of public affairs and shall be paid monthly to each person entitled thereto. The salary of the secretary of the board shall be paid monthly; and the salaries of the members shall be paid quarterly. The compensation of station-house keepers and other subordinates shall be fixed by the board, and shall be paid monthly.

No member of force to receive any compensation other than salary.

SECTION 13. No officer or member of the police force shall, for his own benefit under any pretense whatever, receive or share in any present, fee, gift, or emolument for public services, other than the regular salary and pay, except by the consent of the board, and superintendent, publicly given; nor shall any officer or member share in or receive any fee, gift, or reward from any person who may become bail for any arrested, accused or convicted person, or may become surety for any such person on error to judgment or decision of any court or magistrate, or any fee, gift or reward, in any case from an attorney-at-law who may prosecute or defend any person arrested or prosecuted for any offense within the county within which such city may be situated; nor shall any officer or member, either directly or indirectly interest himself or interfere in any manner whatever in the employment of any attorney to aid in the defense of any person arrested or accused; and for any violation of either of the foregoing provisions, the person or persons so offending shall be immediately removed from the police force.

The board to have full power of police organization.

SECTION 14. The board of public affairs shall possess full power and authority of the police organization, government, appointment and discipline within such city, and shall have possession and control of all property, books, records and equipments belonging to the police department or under the control of the police authorities. In case of riot or insurrection, or any like emergency within such city, which in the judgment of the mayor requires the intervention of the police

force, he shall have the power to call out the whole force and control the same and the officers thereof, during the emergency.

Duty of mayor, board and police force.

SECTION 15. It shall be the duty of the mayor, the board of public affairs and of the police force hereby constituted at all time of the day and night, within the boundaries of the city, to preserve the public peace, prevent crime, arrest offenders, protect rights of persons and property, guard the public health, preserve order, remove nuisances existing in public streets, roads, places and highways, report all leaks or other defects in water pipes and sewers, to the proper authorities, to provide a proper force at every fire, in order that thereby the firemen and property may be protected, to protect strangers and travelers at railroad stations, and generally to obey and enforce all ordinances of the city council, and criminal laws of the state, and of the United States, and perform such duties as sanitary police as may be required by the rules and regulations of the board of public affairs.

Members of police force to take oath before entering upon discharge of duties.

SECTION 16. Each officer and member of the police force, before entering upon the discharge of his duties, shall take an oath before the mayor, who is hereby authorized and empowered to administer the same, to well and faithfully discharge the duties of his office, which oath shall be subscribed by the person taking it, and shall be filed and preserved in the office of the board of public affairs. The superintendent of police shall give a bond for the faithful discharge of his duties, in the sum of three thousand dollars, to be approved by the board, which bond shall be filed with the secretary of the board, and thereafter under the direction and control of the board, such superintendent of police shall have command and control of the police force of such city. Each regular captain of police, and each regular patrolman shall give a bond in the sum of one thousand dollars, each of said bonds shall require the approval of the board of public affairs, shall be conditioned for the faithful discharge of the duties of the person giving the same, and shall be filed in the office of said board duly approved, before the person giving the same shall enter upon the discharge of his duties.

Board to prepare manual for police force.

SECTION 17. The board shall cause to be prepared a convenient manual, containing a compend of all the laws and ordinances which the police force is required to obey or enforce; and such instructions as shall aid them in the intelligent discharge of their duty. Each officer and member of the force shall be supplied with a copy, for the preservation of which he shall be held responsible as for other public property. It shall be the duty of every officer and member of the force to make himself acquainted with the directions contained in the manual, and in every way to become familiar with all the duties of his position. The superintendent shall be especially charged with the duty of instructing members and officers of the force in their duties, and from time to time examining them as to their knowledge of the requirements of their position. It shall, furthermore, be the duty of the board of public affairs, at least twice in each year, to require the examination and inspection of the entire force, and for this pur-

pose the board shall appoint one of its members an examiner to assist the superintendent in such general examinations. Gross ignorance of the laws and regulations governing the police force, after six months' service as officer or member, shall be deemed conclusive proof of inefficiency, and shall require the removal of such officer or member of the force.

City to be divided into precincts.

SECTION 18. It is hereby made the duty of the board of public affairs where the same has not already been done, for more effectually distributing and enforcing its police government and discipline, to divide the city into precincts without regard to ward bounding to promulgate all regulations or orders through the superintendent of police, and the police force shall respect and obey the superintendent, subject to the rules and regulations and general orders of the board.

Board may appoint private patrolmen.

SECTION 19. The board of public affairs may, on the application of any person who shows the necessity thereof, appoint any number of private patrolmen to do duty at any place within the city at the charge and expense of the person by whom the application is made; and the patrolman so appointed, after being sworn, shall be subject to the orders of the board of public affairs, and shall obey the rules and regulations of said board, and conform to its general discipline, and to such other special regulations as may be made, and shall wear such dress or emblem as the board may direct, and during their term of holding appointment they shall possess all the powers and privileges, and perform all the duties of the patrol force herein prescribed.

Written return to be made of arrests.

SECTION 20. Every case of arrest shall be made known to the officer upon duty, by the person making the same, and it shall be the duty of said officer as soon as practicable after such notice, to make a written return thereof, according to the rules and regulations of the board of public affairs, together with the name of the party arrested, the offense, the place of arrest and the place of detention.

Superintendent of police to make daily reports.

SECTION 21. The superintendent of police shall make to the secretary of the board daily reports of such facts as may come to his knowledge from the patrolmen; and the secretary shall make to the board monthly reports in writing of the police force, with such statistics and suggestions as he may deem advisable for the enforcement of public government and discipline, and the board shall, on the first day of March in each year, report in writing the condition of the police to the city council.

Exemptions under this act.

SECTION 22. No person holding office under this act shall be liable to military or jury duty, or to arrest on civil process, or to service of subpoenas from civil courts, while actually on duty.

As to uniforms and badges.

SECTION 23. Every officer and member of the police force, while on duty, shall wear a uniform, to be prescribed by the board, and shall at all times in public wear a badge of his office to be furnished by the board.

Notice of resignation to be given.

SECTION 24. No officer or member of the police force, under penalty of forfeiting the pay which may be due him, shall withdraw or resign, unless he shall give two weeks' notice thereof in writing to the superintendent of police.

Police on election day.

SECTION 25. The superintendent of police shall detail, on the day of any election in said city, one or more patrolmen, as he may deem necessary to each election poll to aid in the preservation of order, and the protection of voters and challengers, and such patrolmen shall be subject to the lawful orders of the judges of said election, given for the enforcement of law, and for the protection of the rights of electors, and the preservation of the purity of the ballot.

Superintendent to report crimes.

SECTION 26. When a crime is committed in such city whether the person accused or suspected flees from justice or not, the superintendent of police shall immediately report to the board all the facts that may have come to his knowledge concerning the offence, or the accused or suspected person; and the board of public affairs may, in its discretion authorize any person belonging to the force to pursue and arrest such accused or suspected person, and return him to the proper criminal court.

Contingent fund.

SECTION 27. All moneys collected by the mayor or police court of such city on account of the service by the police force of writs issued by such court or mayor, shall be monthly paid to the board of public affairs, and shall constitute a fund to be called the contingent fund, which shall be paid by said board into the city treasury, and out of which funds shall be paid, so far as practicable, all incidental or extraordinary expenses incurred by the board.

Board to appoint members of fire department.

SECTION 28. Said board of public affairs shall within sixty days after its first regular meeting appoint members of a [the] fire department, to consist of six stationary men, nine runners, three drivers, and one hook and ladder company consisting of one captain, one steersman, and four ladder men; and shall prescribe rules and regulations for the government of the same. All said appointments to be made without regard to party opinions or affiliation. The chief of the fire department shall have command and control of the members of said fire department, under the direction and control of the board of public affairs. Each member of said fire department, before entering upon the discharge of his duties, shall take an oath that he will faithfully observe and obey the laws and ordinances of said city, and the rules and regulations of said department.

Salaries of officers of fire department.

SECTION 29. The chief of said fire department shall receive a salary not exceeding eight hundred dollars per annum; each stationary man, driver, and steersman shall receive a salary not exceeding six hundred and sixty dollars per annum; each runner shall receive a salary not exceeding one hundred and fifty-six dollars per annum; each ladderman shall receive a salary not exceeding eighty-four dollars per annum; and the captain of the hook and ladder company shall receive a salary not exceeding one hundred and twenty dollars per annum; to be paid monthly out of the city treasury on the order of said board of public affairs. Said chief of the fire department shall give a bond for the faithful discharge of his duties in the sum of three thousand dollars; and each member of said fire department shall give bond conditioned for the faithful discharge of his duties, in the sum of

one thousand dollars. Said bonds to be approved by the board.

Board to control property of fire department.

SECTION 30. Said board of public affairs shall have possession and control of all property, fire engines, horses, wagons, etc., and the fire alarm telegraph, and everything connected with said fire department.

Expenses of departments under board, how paid.

SECTION 31. The necessary cost and expense of providing for, and the maintenance of the several departments, under the control of the board of public affairs shall be a city charge, and all moneys now in the city treasury to the credit of the street, bridge and fire department, and police funds shall be subject to the order of said board of public affairs. And said board shall on or before the first day of May in each year submit to the city council for approval, an estimate in detail of the costs and expenses of providing for and maintaining the several departments under the control of said board of public affairs, and the city council shall provide for the same in the general assessment and the money when collected shall be paid into the city treasury and shall be drawn therefrom on the warrant of the secretary of said board of public affairs, countersigned by the acting president thereof, which warrant shall be drawn upon the city treasurer against the proper fund, shall be made payable to the order of the person or persons entitled to receive said moneys, and shall state the fund to which it is chargeable. Said board shall audit all claims created under existing laws, and the same when thus audited shall be paid in the manner provided for the payment of expenses incurred under this act.

Application of certain sections.

SECTION 32. That sections 1953, 1954, 1955, 1956, 1957, 1963, 1964, 1971, 1972, 1980, 1981, of the Revised Statutes, be and the same are hereby made applicable to cities of the second class and third grade having a population at the last federal census of twelve thousand one hundred and twenty-two, as though said sections were in this act repeated; that section 1945 as amended April 19, 1881, 1998, as amended April 9, 1884, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, as amended April 9, 1884, be and the same are hereby repealed, in so far as they may apply to cities of the second class and third grade having a population at the last federal census of twelve thousand one hundred and twenty-two; that all acts and parts of acts inconsistent or in conflict with the provisions of this act be and the same are hereby repealed, in so far as they may apply to cities of the second class and third grade having a population at the last federal census of twelve thousand one hundred and twenty-two; and that all ordinances of such cities aforesaid, heretofore adopted which may be inconsistent or in conflict with the provisions of this act, be and the same are hereby set aside, repealed and held for naught, in so far as the same are inconsistent or in conflict with the provisions of this act.

Repeals.

SECTION 33. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed February 7, 1889.

[House Bill No. 881.]

AN ACT

To amend section 3542 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That section three thousand five hundred and forty-two (3542) of the Revised Statutes of the State of Ohio, be and the same is hereby amended so as to read as follows:

Further powers of Ohio river bridge companies.

Sec. 3542. Such company may purchase, or appropriate in the manner provided by law, and hold such real estate as, in the opinion of its directors, will be required for the site of the bridge, and of suitable avenues or approaches leading thereto, and may locate the same on, or construct the same over, any public street, road, avenue, or alley; provided, that in constructing the same over any public street, road, avenue or alley, the said bridge shall be constructed at such height as not to interfere with travel passing on, over or along the same; and provided further, that no pier, or other obstruction, shall be constructed or built upon such street, road, avenue or alley, without the consent of the municipal or other authorities having charge or control of the same. And the company shall be responsible for injuries done to private property, adjacent or near to such bridge, by its elevation and construction, which may be recovered in a civil action brought by the owner, at any time within two years from the completion thereof.

SECTION 2. Said original section 3542 is hereby repealed; and this act shall take effect from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 8, 1889.

[House Bill No. 30.]

AN ACT

To re-enact sections 1255, 1256 and 1257, as repealed February 7, 1885 (Vol. 82, page 39.)

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That sections 1255, 1256 and 1257 be re-enacted to read as follows:

Indexes of judgments not dormant to be prepared by clerks of circuit and common pleas courts.

Sec. 1255. The clerks of the several common pleas, circuit and superior courts shall make an alphabetical index of the names of all plaintiffs and defendants to pending suits and living judgments, showing therein, in separate columns the names, court and number of the suit or execution, and when there is more than one suit or judgment for or against the same party, it shall be sufficient to index the name but once and make entries opposite thereto, of the court and the number of the suit or execution; provided, that no such index shall be made in counties where the same has already been done.

Index to be made within six months.

Sec. 1256. The index required by the preceding section shall be made up within six months from the passage of this act, and thereafter all new suits shall be so indexed at the time of the filing of the petition, and all judgments at the time of the filing of the rendition, revival, or a transcript thereof.

Sec. 1257. The clerks shall receive the same fee for making such indexes as is provided by law for making indexes to judgments.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 8, 1889.

[House Bill No. 323.]

AN ACT

amend section 7015 of the Revised Statutes of Ohio, as amended April 27, 1886, and to provide against the payment of wages in scrip, orders, etc., and to provide a method of pleading on such instruments.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 7015 of the Revised Statutes of Ohio, as amended April 27, 1886, be so amended as to read as follows:

Sec. 7015. It shall be unlawful for any person, firm, company or corporation to sell, give, deliver, or in any manner

issue, directly or indirectly, to any person employed by him or it in payment of wages due for labor, or as advances on the wages of labor not due, any scrip, token, draft, check or other evidence of indebtedness purporting to be payable or redeemable otherwise than in money; any violation of the provisions of this section shall be punishable by a fine not less than twenty-five nor more than one hundred dollars, or imprisonment for not more than thirty days, or both; and any such scrip, token, check, draft, or other evidence of indebtedness issued in violation of the provisions of this section, whatever its provisions as to the time or manner of payment shall be, in legal effect, an instrument for the unconditional payment of money only on demand, and the amount thereof may be collected in money by any holder thereof in a civil action against the person, firm or corporation selling, delivering, or in any manner, or for any purpose issuing the same; and such holder may be either the person to whom such instrument was originally issued, or who acquired the same by purchase and delivery; and any scrip, token, check, draft or other evidence of indebtedness, issued in violation of the provisions of this section, and presented by the holder thereof, shall be taken as prima facie evidence in any court of the guilt or indebtedness of any person, firm, company or corporation selling, giving, delivering, or in any manner issuing the same, and for the purposes of this act in case of a firm or corporation, the person selling, giving, delivering, or in any manner issuing said scrip, token, check, draft, order, or other evidence of indebtedness shall be the defendant to the criminal action, and the firm, corporation or company shall be held as defendant to the civil action. Nothing in this section shall apply to or affect the right of any person, firm or corporation to give orders on any store, business house, or firm in the business or profit of which he has no interest, directly or indirectly.

Payment of laborers in scrip or other evidence of indebtedness unlawful.

SECTION 2. In any civil action on such check, token, draft, or other evidence of indebtedness issued in violation of the foregoing section, the same may be declared on as an instrument for the unconditional payment of money only; but it shall be sufficient to give the form only of such instrument, together with the denomination and the number of instruments of each denomination, if more than one is declared on; and any number of such instruments, in the same form of words, whether of the same or of different denominations, may be joined in a single count, and such joinder shall not constitute duplicity, and it shall not be necessary to give the form of such instruments more than once.

Pleading.

SECTION 3. Said original section 7015 of the Revised Statutes, as amended April 27, 1886, is hereby repealed.

SECTION 4. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.

WM. C. LYON,
President of the Senate.

Passed February 8, 1889.

[House Bill No. 410.]

AN ACT

To amend section 4899 of the Revised Statutes.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 4899 be amended so as to read as follows:

May contract for labor and material.

Sec. 4899. They may contract for labor and material, either at public sale or private contract, as will best subserve the interests of the different roads, and shall certify to the county auditor, on or before the first Monday in June each year, the amount of money necessary for the purpose of keeping such roads, including the bridges and culverts thereon, in good repair; and they may, where hills have not been brought to the grade, as defined in section 4759 Revised Statutes, when the road was originally constructed, and where public safety and convenience demands it, cut down the same, regrade and regravel, as may be found necessary, the cost of same to be paid for in [the] same manner as general repairs; and when in the opinion of the board the interests of any of the roads require it, they may enter upon any lands in the county, and take the gravel or other material necessary for the repair of the roads, and shall give a certificate to the owner of such material so taken, which shall state the value thereof, together with the amount of damage to the lands by reason of the removal of such material; and the county auditor, upon the presentation of such certificate, shall issue an order on the county treasurer for the amount so certified, who shall pay the same out of the turnpike fund.

SECTION 2. Said original section 4899 is hereby repealed; and this act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 8, 1889.

[House Bill No. 517.]

AN ACT

To amend section 4731 of the Revised Statutes of Ohio, as amended April 10, 1884, relating to duties of supervisors of roads.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section four thousand seven hundred and thirty-one, as amended April 10, 1884, be so amended as to read as follows:

Drift against bridges, ditches or culverts to be removed.

Sec. 4731. The supervisor of each road district, or the superintendent of any free turnpike or improved road, shall remove or cause to be removed all timber or drift lodged against bridges, except toll bridges, or bridges upon toll roads,

and all timber, drift and sediment lodged in and obstructing the free passage of water in ditches constructed for the draining and protection of such roads, or under or against any culvert over the same, or over any natural water-course adjoining and upon the line of free turnpikes, and all other public roads in his district; and he shall receive the same compensation for such work or duties performed as is prescribed by law for other road work. And in case any supervisor or superintendent fails or neglects to comply with the provisions of this act, he shall be held liable to a fine of not less than five and not more than twenty-five dollars. And any adjoining landowner affected thereby may, at the expiration of ten days, after serving a written notice on such supervisor or superintendent to remove any drift or sediment, as herein mentioned, of his own motion, remove or cause the same to be removed, for which he shall receive the same compensation and from the same source as such supervisor or superintendent would have been entitled to in the performance of his duty.

SECTION 2. That said original section 4731, as amended April 10, 1884, is hereby repealed; and this act shall take effect from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 8, 1889.

[House Bill No. 880.]

AN ACT

Supplementary to an act entitled "an act to authorize the council of cities of the second class, third grade, to issue bonds for the purpose of erecting a market house and city offices, and of procuring the necessary real estate as a site therefor, and approaches thereto, and for market space, or any one or more of them," passed February 19, 1887.

Authorizing cities of second class, third grade, to issue bonds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the council of any city of the second class, third grade, in which the improvements and real estate, mentioned in the act of the General Assembly of the State of Ohio, to which this act is supplementary, have been made and procured, or hereafter may be made and procured, be and it is hereby authorized and empowered, two-thirds of the whole number of members elected to such council concurring and declaring the same to be necessary, to issue the bonds of said city for the purpose of completing and furnishing said building and offices and paving and improving its market spaces, not exceeding in the aggregate the sum of seventy-five thousand dollars. Said bonds shall be styled "market house bonds, second series," and may, in the discretion of the council, have interest coupons attached, and shall be of such

denomination, payable at such times, not more than forty years from the date of their issue, and bearing such rate, not exceeding six per cent. per annum, payable semi-annually, as such council shall determine; which bonds shall be advertised and sold according to law.

Levy of tax.

SECTION 2. The council of any such city shall, annually, levy a tax on the taxable property of such city sufficient to pay, as they respectively become due, the interest and principal of all bonds issued under the provisions of this act, and of the act to which it is supplementary.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 11, 1889.

[House Bill No. 872.]

AN ACT

Making appropriations for the support of the common schools.

Appropriation for common schools.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That there be and is hereby appropriated from any moneys raised or coming into the state treasury for the support of the common schools, one million, seven hundred thousand, eight hundred and eighty-four dollars and seventy-five cents ($1,700,884.75), or so much as may come into the treasury for that purpose, to be distributed and paid in the manner provided by law, agreeable to section 3956 of the Revised Statutes.

SECTION 2. This act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 12, 1889.

[Senate Bill No. 148.]

AN ACT

To amend section 4241 of the Revised Statutes of Ohio.

When party entitled to remove his share of partition fence.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section four thousand two hundred and forty-one of the Revised Statutes of Ohio, be amended so as to read as follows:

Sec. 4241. When the inclosures of two or more persons are divided by a partition fence of any kind, and either of the parties thinks proper to vacate his part of such inclosure, or to make a lane or passage between such adjoining inclosures, such person may remove his share or part of such partition fence, on giving six months' notice in writing of such intention, to the party owning or occupying the adjoining inclosure, or to his agent, if such party is not a resident of the county; provided, that the foregoing provisions of this section shall not be applicable to owners of narrow strips of land not more than two rods in width between adjoining farms of other persons while used and occupied by such owners for the purposes of farm outlets, to and from public highways; in such cases the owners thereof unless otherwise provided for shall keep and maintain in good repair, one-half of such partition fence, on either side of such farm outlet, or private right of way.

SECTION 2. That section 4241 of the Revised Statutes aforesaid be and the same is hereby repealed.

SECTION 3. That this act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 12, 1889.

[Senate Bill No. 211.]

AN ACT

Empowering probate courts to authorize guardians of imbeciles or insane persons to invest moneys and personal estate of their wards in erecting buildings on the real estate of such wards.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the guardian of an imbecile or insane person may use the moneys and personal estate of his ward in improving the real estate of said ward as follows, to-wit: The guardian proposing to make such improvement, shall file in the probate court in which he was appointed such guardian, a petition describing the premises to be improved, the amount of rent said premises yield at the time of filing such petition, in what way it is proposed to make such improvement; how much it is proposed to expend in making same, and what rent said premises will probably yield when so improved, together with a statement of the value of said ward's personal estate, and such other facts as may be pertinent to the question whether said improvement should be made, and a prayer that he be authorized to use so much of said ward's moneys

Guardians may improve real estate of certain wards.

and personal estate as may be necessary to make such improvement; and, if the property to be improved is so situated that it can be advantageously, and to the best interest of the estate of said ward, improved in connection with the improvement of property adjoining and adjacent to said premises of said ward, said petition must contain a statement showing the same, and a prayer in accordance therewith. Said petition shall also contain a statement of the character of the imbecility or the insanity of said ward—whether temporary or confirmed—and its duration; the names, ages and residence of the family of the said ward, including the wife or husband of said ward, and of those who have the next estate of inheritance from said ward, all of whom, as well as said ward, shall be made defendants, and be notified of the pendency and prayer of said petition in such way as said court shall direct.

Proceedings.

SECTION 2. Upon the filing of said petition, the same proceedings shall be had as to pleadings and proof as are had on petition by a guardian to sell the real estate of a minor; and the court shall appoint three disinterested and judicious freeholders of the county as commissioners, whose duty it shall be to examine the premises proposed to be improved and its surroundings, and to report to the court their opinion, whether the improvement proposed will be advantageous to the estate of said ward or not.

May unite with owners of adjacent property.

SECTION 3. Upon the final hearing, if the prayer of the petition be granted, the court shall fix the amount of said ward's money and personal estate that may be used in making said improvement, and may authorize said guardian to unite with the owners of adjoining and adjacent property in improving the premises of said ward, and said adjacent owners and for the proper management and repair of said property, when so improved, upon such equitable terms and conditions as shall be approved by said court.

Guardian's report.

SECTION 4. The amount of money and personal estate expended in making said improvement shall be by said guardian distinctly reported, under oath, to said court within forty days after said improvement shall have been completed; and in case of said ward's death without being restored to reason, if there are heirs of said ward who inherit real estate only from said ward, then said sum of money so expended by said guardian in improving said real estate of said ward, shall descend and pass the same as the other personal estate of said ward, and the same shall be a charge on said premises so improved in favor of said heirs of said deceased ward who inherit the personal estate.

SECTION 5. This act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 12, 1889.

[Senate Bill No. 358.]

AN ACT

To amend section 4909 of the Revised Statutes, as amended April 15, 1882, (79 vol. Ohio laws, page 131).

Sidewalks along roads authorized.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 4909 of the Revised Statutes, as amended April 15, 1882, be amended so as to read as follows:

Sec. 4909. Any person or board of education, the council of any village, the trustees of any cemetery association, or any agricultural or religious society may appropriate on any public road of sufficient width on either side thereof, sufficient land to construct thereon a public sidewalk not exceeding six feet in width, and may construct such sidewalk thereon; but such sidewalks shall not obstruct any private entrance or public highway.

SECTION 2. That section 4909 of the Revised Statutes, as amended April 15, 1882, be and is hereby repealed.

SECTION 3. That this act shall take effect on and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 12, 1889.

[Senate Bill No. 377.]

AN ACT

To amend section 148a of the Revised Statutes of Ohio supplementary to section 148 of said Revised Statutes, passed March 18, 1884 (81 O. L., 52), as amended May 15, 1886 (83 O. L., 165), and as amended March 14, 1888 (85 O. L., 80).

Fees to be charged by secretary of state for official services.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 148a of the Revised Statutes of Ohio, supplementary to section 148 of said Revised Statutes, passed March 18, 1884 (81 O. L., 52), as amended May 15, 1886 (83 O. L. 165), and as amended March 14, 1888 (85 O. L., 80), be and the same is hereby amended so as to read as follows:

Sec. 148a. The secretary of state shall hereafter charge and collect the following fees for official services:

1. For filing the articles of incorporation of any corporation whose capital stock is ten thousand dollars or under, ten dollars; of a corporation whose capital stock is over ten thousand dollars, one-tenth of one per cent. upon the authorized capital stock of such corporation.

Fees to be charged by secretary of state for official services.

2. For filing a certificate of increase of the capital stock of any corporation having a capital stock where the amount of the increase is ten thousand dollars or under, ten dollars; where the amount of increase is over ten thousand dollars, one-tenth of one per cent. upon the proposed amount of increased capital.

3. For filing articles of agreements of consolidation of corporations having a capital stock, the following fees shall be collected by the secretary of state: Said articles of agreements of consolidation shall be treated as the articles of incorporation of the new consolidated corporations created by such articles or agreements of consolidation, and the fees for filing such articles or agreements of consolidation, shall be the same in each case as is herein before set forth for the filing of articles of incorporation of a corporation having the same amount of capital stock, as is provided for by the articles or agreements of consolidation for the new consolidated corporation, created by any such articles or agreement of consolidation; and in fixing the amount of such fees, no credit shall be allowed for fees previously paid by any of the constituent corporations, parties to such consolidation, but the same shall be determined solely by the amount of capital stock of the new corporation created by such articles or agreements of consolidation.

4. For filing the articles of incorporation of any mutual insurance corporation not having a capital stock, or of any other mutual corporation not organized strictly for benevolent or charitable purposes and having no capital stock, or of any corporation organized for any of the purposes mentioned in section 3630 of the Revised Statutes of Ohio, or in the sections supplementary thereto, twenty-five dollars, save and except as hereinafter provided.

5. For filing the articles of incorporation of corporations formed for religious, benevolent or literary purposes; or of such corporations as are not organized for profit, have no capital stock, and are not mutual in their character; or of religious or secret societies, or of societies or associations composed exclusively of any class of mechanics, express, telegraph, railroad or other employes, formed for the mutual protection and relief of the members thereof and their families exclusively, two dollars.

6. For filing the articles of incorporation of corporations formed for the purposes named in section 3833 of the Revised Statutes, ten dollars; for filing a certificate of the increase of the capital stock of any such corporation, five dollars.

7. For filing a certificate of the reduction of the capital stock of any corporation, five dollars.

8. For filing a copy of the decree of court, changing the name of any corporation, five dollars.

9. For filing a certified copy of the acceptance by any corporation incorporated prior to the adoption of the present constitution, of any of the provisions of the Revised Statutes, five dollars.

10. For filing an amendment to the articles of incorporation of any corporation, twenty cents a hundred words, to be in no case less than five dollars.

Fees to be charged by secretary of state for official services.

11. For filing for a railroad company a certificate of extension of line, a certificate of change of termini, a certificate of the adoption or change of location, a certificate of the intention of the corporation to construct a branch line, or a certificate of change of route, twenty cents a hundred words, to be in no case less than five dollars.

12. For filing a certificate of the extension of purpose, or change of domicile, of any corporation, five dollars.

13. For filing other certificates not herein enumerated, except certificates of election, for filing which no charge shall be made, twenty cents a hundred words, to be in no case less than five dollars.

14. For filing the copy of papers evidencing the incorporation of any municipal corporation, the annexation of territory by any municipal corporation, or the advancement or reduction in grade of any municipal corporation, five dollars, to be paid by the corporation, the petitioners therefor, or their agent.

15. For filing the certificate of subscription required to be filed by section 3244 of the Revised Statutes, two dollars.

16. For filing a name, or names or initials by manufacturers, bottlers and dealers in ginger ale, seltzer-water, soda-water, mineral-water and other beverages, under the act of April 9, 1880 (77 O. L., 140), five dollars.

17. For making every certificate under the great seal of the state, one dollar.

18. For recording miscellaneous records, papers, or other documents, required by law to be recorded in the office of the secretary of state, twenty cents a hundred words.

19. For making copies of articles of incorporation, and for making copies in other cases, the fees provided for in original section one hundred and forty-eight of the Revised Statutes shall be charged; and all fees herein established shall be paid into the state treasury as provided in said original section; and the secretary of state shall neither file nor record any of the articles of incorporation, certificates or other papers herein above referred to, unless the fees for filing same are first duly paid.

SECTION 2. Said section 148*a* of the Revised Statutes of Ohio, supplementary to section 148 of said Revised Statutes, passed March 18, 1884, as amended May 15, 1886, and as amended March 14, 1888, is hereby repealed; and this act shall take effect on May 1st, after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.

WM. C. LYON,
President of the Senate.

Passed February 12, 1889.

[House Bill No. 824.]

AN ACT

Making partial appropriations for the last three-quarters of the fiscal year ending November 15, 1889, and the first quarter of the fiscal year ending February 15, 1890.

Act making partial appropriations for state departments and institutions.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That there be and hereby are appropriated out of any moneys in the treasury to the credit of the general revenue fund not otherwise appropriated, the following sums for the purposes hereinafter specified, to-wit:

Adjutant-General's Department:

Salary of adjutant-general, two thousand dollars ($2,000).

Salary of assistant adjutant-general, fifteen hundred dollars ($1,500).

Salary of chief clerk, fourteen hundred dollars ($1,400).

Salary of assistant clerk, two hundred dollars ($200).

Salary of four transcribing clerks, twelve hundred dollars ($1,200).

Salary of superintendent of state arsenal, ordinance clerk and book-keeper, twelve hundred dollars ($1,200).

Contingent expenses and inspection, four hundred dollars ($400).

Transportation for indigent soldiers, fifty dollars ($50).

Care of military stores and freight on arms, three hundred dollars ($300).

For making soldiers' roster for publication, three thousand dollars ($3,000).

For expense of shipping roster of Ohio troops, three hundred dollars ($300).

For publishing roster of Ohio troops, five thousand dollars ($5,000).

State House and Grounds:

Salary of superintendent of laborers, nine hundred dollars ($900).

Salary of one engineer, one thousand dollars ($1,000).

Salary of two firemen, five hundred dollars ($500).

Salary of janitor of flag-room, seven hundred and twenty dollars ($720).

Salary of visitors' attendant, seven hundred and twenty dollars ($720).

Salary of day policeman, seven hundred and twenty dollars ($720).

Salary of night policeman, eight hundred dollars ($800).

Salary of four regular laborers, five hundred dollars ($500).

Extra labor, five hundred dollars ($500).

Material and repairs, five hundred dollars ($500).

Fuel for state house, four hundred dollars ($400).

Water rent, one thousand dollars ($1,000).

Care and repair of heating apparatus, three hundred dollars ($300).

Agriculture:

Contingent expenses of board, two hundred dollars ($200).
For the encouragement of agriculture, fifteen hundred dollars ($1,500).

Attorney-General:

Salary of attorney-general, fifteen hundred dollars ($1,500).
Salary of clerk, one thousand dollars ($1,000).
Contingent expenses, one hundred dollars ($100).
Fees on collections, five hundred dollars ($500).

Auditor of State:

Salary of auditor, three thousand dollars ($3,000).
Salary of chief clerk, two thousand dollars ($2,000).
Salary of book-keeper, sixteen hundred dollars ($1,600).
Salary of railroad and bank clerk, fifteen hundred dollars ($1,500).
Salary of land clerk, fifteen hundred dollars ($1,500).
Salary of canal and trust fund clerk, fourteen hundred dollars ($1,400).
Salary of statistical clerk, twelve hundred dollars ($1,200).
Contingent expenses, four hundred dollars ($400).
For salary of stenographer, eight hundred dollars ($800).
For purchase of type writer, one hundred dollars ($100).

Board of Pardons:

Expenses of board, two hundred dollars ($200).
Salary of secretary, three hundred dollars ($300).

Board of Public Works:

Salaries of members, twenty-four hundred dollars ($2,400).
Salaries of engineers, thirty-six hundred dollars ($3,600).

Board of State Charities:

Expenses of board, four hundred dollars ($400).

Commissioner of Common Schools:

Salary of commissioner, two thousand dollars ($2,000).
Traveling expenses of commissioner, two hundred dollars ($200).
Salary of chief clerk, seventeen hundred and fifty dollars ($1,750).
Salary of second clerk, twelve hundred dollars ($1,200).
Contingent expenses, one hundred and fifty dollars ($150).
Boxing and shipping reports, fifty dollars ($50).

Commissioner of Railroads and Telegraphs:

Salary of commissioner, two thousand dollars ($2,000).
Salary of chief clerk, twelve hundred dollars ($1,200).

Act making partial appropriations for state departments and institutions.

Salary of assistant clerk, one thousand dollars ($1,000).
Experts to examine bridges, two hundred dollars ($200).
Contingent expenses, one hundred dollars ($100).
Expenses outside of office, one hundred dollars ($100).

Commissioner of Statistics of Labor:

Salary of commissioner, two thousand dollars ($2,000).
Clerk hire, four hundred dollars ($400).
Contingent expenses, four hundred dollars ($400).
Traveling expenses, one hundred dollars ($100).

Executive Department:

Salary of governor, eight thousand dollars ($8,000).
Salary of private secretary, eight hundred dollars ($800).
Salary of executive clerk, fifteen hundred dollars ($1,500).
Salary of assistant executive clerk, twelve hundred dollars ($1,200).
Contingent expenses, clerk hire and newspapers, five hundred dollars ($500).
Salary of lieutenant-governor, eight hundred dollars ($800).

Inspector of Mines:

Salary of chief inspector, two thousand dollars ($2,000).
Salaries of district inspectors, six thousand dollars ($6,000).
Contingent expenses of mine inspectors, one thousand dollars ($1,000).
Clerk hire, two hundred dollars ($200).

Inspector of Workshops and Factories:

Salary of chief inspector, fifteen hundred dollars ($1,500).
Salaries of district inspectors, three thousand dollars ($3,000).
Traveling expenses of chief inspector, two hundred dollars ($200).
Traveling expenses of district inspectors, four hundred dollars ($400).
Contingent expenses, three hundred dollars ($300).
Clerk hire, two hundred dollars ($200).

Judiciary:

Salaries of supreme, circuit, superior and common pleas judges, two hundred and ninety-eight thousand five hundred dollars ($298,500).

Law Library:

Salary of law librarian, fifteen hundred dollars ($1,500).
Salary of assistant law librarian, one thousand dollars ($1,000).
Contingent expenses, two hundred dollars ($200).
Books for law library, four hundred dollars ($400).

Legislature:

For salaries and mileage of members of the general assembly, per diem of clerks, sergeants-at-arms and employes, fifty thousand dollars ($50,000).

Expenses of legislative committees, five hundred dollars ($500).

Ohio Dairy and Food Commissioners:

Salary of commissioner, fifteen hundred dollars ($1,500).

Expenses of commissioner, one hundred and fifty dollars ($150).

Salaries of assistant commissioners, two thousand dollars ($2,000).

Expenses of assistant commissioners, three hundred dollars ($300).

Compensation of state chemist, two hundred dollars ($200).

Ohio Penitentiary:

Per diem of managers, five thousand dollars ($5,000).

Salaries of officers, five thousand dollars ($5,000).

Salaries of guards, fifteen thousand dollars ($15,000).

Current expenses, thirty thousand dollars ($30,000).

Manufacture of gas, fifteen hundred dollars ($1,500).

Water works,

Expenses attending executions, five hundred dollars ($500).

Ordinary repairs, two thousand dollars ($2,000).

Prosecution and transportation of convicts, twenty thousand dollars ($20,000).

Secretary of State:

Salary of secretary of state, two thousand dollars ($2,000).

Salary of chief clerk, two thousand dollars ($2,000).

Salary of statistical clerk, fifteen hundred dollars ($1,500).

Salary of stationery clerk, thirteen hundred and fifty dollars ($1,350).

Salary of recording clerk, thirteen hundred and fifty dollars ($1,350).

Salary of corporation clerk, thirteen hundred and fifty dollars ($1,350).

Salary of superintendent of book-room, eight hundred dollars ($800).

Stationery, three thousand dollars ($3,000).

Printing paper, five thousand dollars ($5,000).

For completing statistical report of ex-secretary of state, two hundred dollars ($200).

State Library:

Salary of state librarian, fifteen hundred dollars ($1,500).

Salary of assistant librarian, twelve hundred dollars ($1,200).

Act making partial appropriations for state departments and institutions.

Salary of janitor, four hundred and eighty dollars ($480).
Books, magazines and papers, three hundred dollars ($300).
Contingent expenses, one hundred dollars ($100).

Superintendent of Insurance:

Salary of superintendent, two thousand dollars ($2,000).
Salary of chief clerk, fifteen hundred dollars ($1,500).
Salary of examining clerk, fifteen hundred dollars ($1,500).
Salary of book-keeper, twelve hundred dollars ($1,200).
Salary of corresponding clerk, one thousand dollars ($1,000).
Salary of mailing clerk, eight hundred dollars ($800).
Salary of extra clerks, five hundred dollars ($500).
Contingent expenses, four hundred dollars ($400).

Supervisor of Public Printing:

Salary of supervisor, eighteen hundred dollars ($1,800).
State binding, five thousand dollars ($5,000).
State printing, five thousand dollars ($5,000).

Supreme Court:

Contingent expenses, three hundred dollars ($300).
Salary of janitor, eight hundred dollars ($800).

Clerk of Supreme Court:

Salary of deputy clerk, twelve hundred dollars ($1,200).
For extra clerk hire, two hundred dollars ($200).
Salary of clerk of supreme court, fifteen hundred dollars ($1,500).

Reporter of Supreme Court:

Salary of reporter, one thousand dollars ($1,000).
Contingent expenses, one hundred dollars ($100).

Treasurer of State:

Salary of treasurer, three thousand dollars ($3,000).
Salary of cashier, two thousand dollars ($2,000).
Salaries of two book-keepers, twenty-seven hundred dollars ($2,700).
Salary of messenger and janitor, six hundred dollars ($600).
Salary of two night watchmen, sixteen hundred dollars ($1,600).
Collecting auditor of state's drafts, five hundred dollars ($500).

Athens Asylum for the Insane:

Current expenses, twenty-five thousand dollars ($25,000).
Ordinary repairs, twelve hundred dollars ($1,200).
Salaries of officers, fifteen hundred dollars ($1,500),

Cleveland Asylum for the Insane:

Current expenses, twenty-five thousand dollars ($25,000).
Salaries of officers, twelve hundred dollars ($1,200).
Ordinary repairs, one thousand dollars ($1,000).

Columbus Asylum for the Insane:

Current expenses, twenty-five thousand dollars ($25,000).
Salaries of officers, fifteen hundred dollars ($1,500).
Ordinary repairs, fifteen hundred dollars ($1,500).

Dayton Asylum for the Insane:

Current expenses, twenty thousand dollars ($20,000).
Salaries of officers, thirteen hundred dollars ($1,300).
Ordinary repairs, one thousand dollars ($1,000).

Toledo Asylum for the Insane:

Current expenses, thirty thousand dollars ($30,000).
Salaries of officers, fifteen hundred dollars ($1,500).
Ordinary repairs, one thousand dollars ($1,000).

Longview Asylum for the Insane:

Current expenses, twenty-five thousand dollars ($25,000), to be paid out in— This sum is for the support of the insane in said institution, and shall be paid into the county treasury of Hamilton county, monthly, as may be necessary in payment of the current expenses of said institution. Requisitions shall be made by the directors of said asylum upon the auditor of Hamilton county, and copies thereof furnished to the auditor of state whereupon he shall issue his warrant upon the state treasurer in favor of the treasurer of Hamilton county for such amounts.

Boys' Industrial School:

Current expenses, seven thousand dollars ($7,000).
Salaries of officers and teachers, five thousand dollars ($5,000).
Expenses of trustees, one hundred dollars ($100).
Ordinary repairs, five hundred dollars ($500).

Girls' Industrial Home:

Salaries of officers and teachers, four thousand five hundred dollars ($4,500).
Expenses of trustees, two hundred dollars ($200).

Ohio Institution for the Blind:

Current expenses, eight thousand dollars ($8,000).
Salaries of officers and teachers, three thousand dollars ($3,000).

Institution for the Deaf and Dumb:

Act making partial appropriations for state departments and institutions.

Current expenses, ten thousand dollars ($10,000).

Salaries of officers and teachers, five thousand dollars ($5,000).

Ordinary repairs, one thonsand dollars ($1,000).

Salary of foreman of carpenter shop, seven hundred dollars ($700).

Salary of foreman of shoe shop, seven hundred dollars ($700).

Salary of foreman of printing office, seven hundred dollars ($700).

Salary of foreman of tailor shop, seven hundred dollars ($700).

Supplies for capenter shop, one hundred dollars ($100).

Supplies for printing office, one hundred dollars ($100).

Supplies for tailor shop, two hundred dollars ($200).

Supplies for shoe shop, two hundred dollars ($200).

Lumber and nails for state boxes, two hundred dollars ($200).

Institution for Feeble-Minded Youth:

Current expenses, twenty thousand dollars ($20,000).

Ordinary repairs, one thousand dollars ($1,000).

Salaries of officers and teachers, three thousand dollars ($3,000).

Expenses of trustees, one hundred dollars ($100).

In payment for horses, mules, wagons, and teaming during the years 1887 and 1888, thirty-one hundred and forty-one and 31-100 dollars ($3,141.31), which amount was covered by the earnings of this account during those years.

Ohio Soldiers' and Sailors' Home:

Current expenses, ten thousand dollars ($10,000).

Officers' salaries, two thousand dollars ($2,000).

Expenses of members of board, two hundred dollars ($200).

Ordinary repairs, five hundred dollars ($500).

Ohio Soldiers' and Sailors' Orphans' Home:

Current expenses, twenty thousand dollars ($20,000).

Salaries of officers and teachers, four thousand dollars ($4,000).

Expenses of trustees, one hundred dollars ($100).

Salaries of foremen of industrial pursuits, fifteen hundred dollars ($1,500).

For the purchase of sixteen acres of land, thirty-two hundred dollars ($3,200).

State Board of Health:

General expenses of the board, one thousand dollars ($1,000).

Act making partial appropriations for state departments and institutions.

SECTION 2. The moneys appropriated in the last preceding section shall not be in any way expended to pay liabilities or deficiencies existing prior to February 15th, 1889, nor shall they be used or paid out for purposes other than those for which said sums are specifically appropriated as aforesaid.

SECTION 3. No bills for clerk hire, for furniture or carpets, or for newspapers, shall be paid out of appropriations made for contingent expenses; no bills for horses or cows, carriages or wagons, carpets or furniture, or any expenses for officers attending state, inter-state or national associations of benevolent institutions, shall be paid out of appropriations made for current expenses of said institutions; and no money herein appropriated shall be drawn, except on a requisition on the auditor of state, approved by the head of each department, or the trustees of the institution, which shall set forth the service rendered or material furnished, and the date of purchase, and the time of service; and it shall be the duty of the auditor of state to see that these provisions are complied with.

SECTION 4. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 12, 1889.

[Senate Bill No. 442.]

AN ACT

To amend section 1123 of the Revised Statutes of Ohio.

Advance payments may be made to local authorities.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 1123 of the Revised Statutes of Ohio be amended so as to read as follows:

Sec. 1123. Whenever the local authorities so request, the county auditor may draw, and the county treasurer shall pay on such draft to township, city, village, and hamlet treasurers, and the treasurers of city and village boards of education, between the fifteenth and thirtieth days of December and June, each year, any sum not exceeding two-thirds of the current collection of taxes for such local authorities, respectively, in advance of the semi-annual settlements; provided, that in counties containing a city of the first class, second grade, whenever the finance committee of the council or board of education of any city or village, or the trustees or board of education of any township or hamlet so request, the county auditor shall draw, and the county treasurer shall pay on such draft at any time after the twentieth days of December and June each year, any sum or sums which shall not exceed in aggregate the limit herein specified, in advance of such semi-annual settlements.

SECTION 2. That section 1123 of the Revised Statutes of Ohio be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 13, 1889.

[House Bill No. 859.]

AN ACT

To amend sections three and four of an act entitled "an act to create a depositary commission in all cities of the third grade of the first class, and to establish a depository for the funds of such cities, and for other purposes," passed April 13, 1888.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That sections three and four of the act entitled "an act to create a depositary commission in all cities of the third grade of the first class, and to establish a depository for the funds of such cities, and for other purposes," passed April 13, 1888, be so amended as to read as follows:

Advertisment for proposals from banks for use of the public moneys.

Sec. 3. That upon the taking effect of this act, and thereafter biennially, such commission shall publish, in two daily newspapers printed and of general circulation in the city, on the second day of the week, for two consecutive weeks, a notice which shall invite sealed proposals from all banks coming within the provisions of section one, which proposals shall stipulate the rate of interest, not less than one per centum, that will be paid for the use of the money aforesaid and as provided herein; and each such proposal shall contain the names of the sureties who will be offered upon the undertaking of the bank filing the same in case its proposal be accepted.

Opening of proposals; award; rejection of proposals and re-advertising.

Sec. 4. That on the Monday following the last publication of such notice, at the hour of twelve o'clock, noon, the commission shall, in open session, open such sealed proposals, and shall award the use of such money to the bank offering the highest rate of interest therefor; but if two or more banks offer the same highest rate of interest therefor, the use of the money may be awarded to either of them, or the commission may reject all proposals and advertise for others in the manner aforesaid; and if no proposals are received offering a rate of interest as required by section three, the commission shall, at once, again advertise in the manner aforesaid for such proposals; and if satisfactory proposals are not received the commission shall continue, in the manner aforesaid, to advertise for such proposals until acceptable proposals are received; but each said subsequent advertisement shall also state whether any proposal was received under the preceding advertisement, and if any was received, from what bank and the rate of interest offered.

SECTION 2. That said original sections three and four are hereby repealed; and this act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 13, 1889.

[House Bill No. 860.]

AN ACT

To amend sections two and three of an act entitled "an act to require the county commissioners in counties containing a city of the third grade of the first class to provide a depository for the public money, and for other purposes," passed April 13, 1888.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That sections two and three of the act entitled "an act to require the county commissioners in counties containing a city of the third grade of the first class to provide a depository for the public money, and for other purposes," passed April 13, 1888, be so amended as to read as follows:

Advertising for proposals from banks to act as depositories.

Sec. 2. The commissioners shall, on the taking effect of this act, and thereafter biennially, publish, in two daily newspapers published and of general circulation in the county, on the second day of the week, for two consecutive weeks, a notice which shall invite sealed proposals from all banks coming within the provisions of the preceding section, which proposals shall stipulate the rate of interest, not less than one per centum, that will be paid for the use of the money of the county as provided herein; and each proposal shall contain the names of the sureties who will be offered upon the undertaking of the bank filing the same in case the proposal be accepted.

Opening of proposals; award; rejection, re-advertising.

Sec. 3. On the Monday next following the last insertion of such notice, at the hour of twelve o'clock noon, the commissioners shall, in open session, open such sealed proposals, and shall award the use of the money of the county to the bank that offers the highest rate of interest therefor; and if two or more banks offer the same highest rate of interest, the use of the money may be awarded to either of them, or the commissioners may reject all proposals and advertise for others in the manner aforesaid; and if no proposals are received offering a rate of interest as required in section two, the commissioners shall at once, again advertise in the manner aforesaid for such proposals; and if satisfactory proposals are not received, the commissioners shall continue in the manner aforesaid to advertise for such proposals until acceptable proposals are received; but each said subsequent advertisement shall also state whether any proposal was received under the preceding advertisement, and if any was received, from what bank, and the rate of interest offered.

SECTION 2. That said original sections two and three are hereby repealed; and this act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 13, 1889.

[House Bill No. 788.]

AN ACT

For the relief of Lucien B. Collins, of Co B, 5th Regiment, Ohio National Guard, and to reimburse him for moneys expended and for loss of time and sickness by reason of a gun-shot wound received by him at Fairport, Lake county, Ohio, while in the line of his duty in helping suppress a riot.

For relief of Lucien B. Collins.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the auditor of the state of Ohio be and is hereby authorized and required to issue his warrant on the state treasurer to pay Lucien B. Collins, of Co. B, 5th Regiment of infantry, of Ohio, National Guards, and now living at Cleveland, Cuyahoga county, Ohio, the sum of three hundred dollars ($300), out of any money in the state treasury to the credit of the general revenue fund, not otherwise appropriated; which sum shall be in full liquidation and payment to said Lucien B. Collins for loss, through sickness caused by wounds received by him in the line of duty, as a member of the Ohio National Guard, while being called out under the governor of the state to suppress a riot at Fairport, Lake county, Ohio, in the year A. D. 1887.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 14, 1889.

[Senate Bill No. 350.]

AN ACT

To authorize and empower the inspector of workshops and factories to inspect halls and other public buildings in certain cases.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 2572 of the Revised Statutes of Ohio be amended by adding supplementary sections as follows:

Inspections dispensed with in certain cases.

Sec. 2572*a*. That whenever any structure referred to in section 2572 shall have been inspected by the state inspector of shops and factories, and such inspector shall have issued to the owner thereof or his agent, a certificate that such struc-

ture is properly arranged for the safe and speedy egress of persons who may be assembled therein, and also properly provided for the extinguishment of fire at or in such structure, as now provided by law, then such certificate shall dispense with all other inspections and certificates required by law in regard to the safety of such structures for public assemblages.

When inspection to be made.

Sec. 2572*b*. It shall be the duty of the state inspector of shops and factories to make such inspection whenever called upon by written demand of the agent or owner of such structure, or upon the written request of five or more citizens of the municipal corporation where such structure is located, and not otherwise.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 19, 1889.

[Senate Bill No. 451.]

AN ACT

Making appropriation for temporary equipment and supplies for the Ohio State University.

Appropriation for temporary equipment and supplies for Ohio State University.

WHEREAS, The building at the Ohio State University known as the chemical laboratory building, in which were the class-rooms and laboratories of general chemistry, agricultural chemistry, mining and metallurgy and veterinary science, with its contents, was on the morning of February 12, 1889, destroyed by fire, whereby over two hundred students attending said classes and laboratories are greatly embarrassed and discommoded in the prosecution of their studies; and

WHEREAS, It is desirable that arrangements shall at once be made to enable them to continue such studies and laboratory work:

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the sum of five thousand dollars be and is hereby appropriated for the Ohio State University for the purpose of providing temporary equipments and supplies for the departments of general chemistry, agricultural chemistry, mining and metallurgy and veterinary science.

SECTION 2. This act shall take effect from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 19, 1889.

[House Bill No. 712.]

AN ACT

To amend section 5481 of the Revised Statutes of Ohio.

How disobedience of order punished.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 5481 of the Revised Statutes of Ohio be so amended as to read as follows:

Sec. 5481. If a person, party or witness, disobeys an order of the judge, court or referee, duly served, he may be punished as for contempt; and such referee may at his discretion report the case to the court, or ju and such court or judge may punish for contempt as prov.. ed in chapter 4, division 7, title 1, of the Revised Statutes of Ohio.

SECTION 2. That section 5481 of the Revised Statutes of Ohio be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 19, 1889.

[House Bill No. 813.]

AN ACT

To prevent the wasting of natural gas and to provide for the plugging of all abandoned wells.

To prevent wasting of natural gas.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That from and after the passage of this act any person or corporation, and each and every of them, in possession, whether as owner, lessee, agent or manager, of any well in which natural gas has been found, shall, unless said gas is sooner utilized, within a reasonable time, not however, exceeding three (3) months from the completion of said well, in order to prevent the said gas wasting by escape, shut in and confine the same in said well until such time as it shall be utilized; provided, however, that this section shall not apply to any well while it is being operated as an oil well.

Abandoned wells must be plugged.

SECTION 2. That whenever any well shall have been put down for the purpose of drilling or exploring for gas, upon abandoning or ceasing to operate the same, the person or corporation in possession as aforesaid shall, for the purpose of excluding all fresh water from the gas bearing rock, and before drawing the casing, fill up the well with sand or rock sediment to a depth of at least twenty (20) feet above the gas bearing rock, and drive a round, seasoned wooden plug, at least three (3) feet in length, equal in diameter to the diameter of the well below the casing, to a point at least five (5) feet below the bottom of the casing; and immediately after

drawing the casing shall drive a round, seasoned wooden plug at a point just below where the lower end of the casing rested, which plug shall be at least three (3) feet in length, tapering in form, and of the same diameter at the distance of (18) inches from the smaller end as the diameter of the hole below the point at which it is to be driven. After the plug has been properly driven there shall be filled on top of the same sand or rock sediment to the depth of at least five (5) feet.

Penalty.

SECTION 3. Any person or corporation who shall violate any of the provisions of the first or second sections of this act shall be liable to a penalty of two hundred dollars ($200) for each and every violation thereof, and to the further penalty of two hundred dollars ($200) for each thirty (30) days during which said violation shall continue; and all such penalties shall be recovered, with cost of suit, in a civil action or actions, in the name of the state, for the use of the county in which the well shall be located.

May maintain civil action against owner or lessee for neglect.

SECTION 4. Whenever any person or corporation in possession of any well in which gas has been found shall fail to comply with the provisions of the first section of this act, any person or corporation lawfully in possession of lands situate adjacent to or in the neighborhood of said well may enter upon the lands upon which said well is situated and take possession of said well from which gas is allowed to escape, or waste, in violation of said first section, and tube and pack said well, and shut in said gas, and may maintain a civil action in any court of this state against the owner, lessee, agent or manager of said well, and each and every of them, jointly and severally, to recover the cost thereof. This shall be in addition to the penalties provided by the third section of this act.

Adjacent landowners may take possession and plug wells.

SECTION 5. Whenever any person or corporation shall abandon any gas well, and shall fail to comply with the second section of this act, any person or corporation lawfully in possession of lands adjacent to or in the neighborhood of said well, may enter upon the land upon which said well is situated and take possession of said well, and plug the same in the manner provided by the second section of this act, and may maintain a civil action in any court of this state against the owner or person abandoning said well, and every of them, jointly and severally, to recover the cost thereof. This shall be in addition to the penalties provided by the third section of this act.

SECTION 6. This act shall take effect and be in force on and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.

WM. C. LYON,
President of the Senate.

Passed February 19, 1889.

[House Bill No. 965.]

AN ACT

To amend section 1631 of the Revised Statutes of Ohio, as amended January 25, 1887.

Boundaries of wards to be by streets, alleys, etc.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 1631 of the Revised Statutes of Ohio, as amended January 25, 1887, be amended so as to read as follows:

Sec. 1631. All wards hereafter established or changed shall be bounded, so far as practicable, by streets, alleys, avenues, public grounds, canals, water-courses, corporation lines, center-lines of platted streets, or railroads, and be composed of adjacent and compact territory; and the several wards at the time of redistricting shall contain as nearly an equal number of inhabitants as may be practicable.

SECTION 2. That said section 1631, as amended January 25, 1887, be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 19, 1389.

[House Bill No. 396.]

AN ACT

To amend section 2792 of the Revised Statutes, relating to the assessment of lands for taxation.

Tracts to be valued separately, and rules therefor.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 2792 of the Revised Statutes be amended so as to read as follows:

Sec. 2792. Each separate parcel of real property shall be valued at its true value in money, excluding the value of the crops growing thereon; but the price for which such real property would sell at auction, or at forced sale, shall not be taken as the criterion of the true value, and where the fee of the soil of any tract, parcel or lot of land is in any person or persons natural or artificial, and the right to any minerals therein in another or others, the same shall be valued and listed agreeably to such ownership in separate entries, specifying the interests listed, and shall be taxed to the parties owning different interests, respectively; provided, the assessor shall deduct from the value of any such tracts of land lying outside of municipal corporations, the amount of land occupied and used by a canal or used as a public highway, at the time of such assessment, and if the assessor fails to do so, the

county auditor is hereby authorized to make the deductions as herein provided.

SECTION 2. Said original section 2792 is hereby repealed; and this act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 19, 1889.

[House Bill No. 366.]

AN ACT

To amend section 5167 of the Revised Statutes of Ohio, as amended March 20, 1885 (82 O. L., 91).

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 5167 of the Revised Statutes of Ohio, as amended March 20, 1885, be so amended as to read as follows:

Sec. 5167. The clerk of the court shall, within five days from the receipt of the list, write the names of each person so selected, upon a separate piece of paper, which he shall put into a box, to be provided by him at the expense of the county, and securely kept for the purpose, and shall, at the clerk's office, between the hours of ten o'clock forenoon and twelve o'clock noon, on the fourth Monday previous to the sitting of the court of common pleas, in the presence of the sheriff, by whom the box shall be shaken before the drawing is made, so as to mix the ballots on which the names are written, and in presence of any other citizens who may choose to attend, proceed to draw twenty-seven ballots, and such additional number of ballots, if any, not exceeding eight, as the judge of the court of common pleas in vacation or term time may direct, but if any ballots so drawn shall bear the name of a person who at the time of such drawing is known by the clerk to be deceased or to have become a non-resident of the county, every such ballot shall be destroyed and the same shall not be counted, and the clerk shall continue such drawing until he shall have drawn the required number of ballots, exclusive of those destroyed as aforesaid, the persons named on the first fifteen of which shall be summoned as grand jurors, and those named on the remainder shall be summoned as petit jurors, and in case of challenge, inability to serve, or other cause, it becomes necessary to fill the panel, the whole of the number of persons so summoned as petit jurors shall be first exhausted before resorting to other means to fill the same; and the clerk shall forthwith issue a venire to the sheriff, commanding him to summon the persons whose names are so drawn to attend as jurors, at the seat of justice of the county, on the first day of the next term of the court of common pleas, holden therein,

The drawing of grand and petit jurors.

at ten o'clock A. M., unless the judge of the court of common pleas, by order made in vacation or term time, direct on what day of the term the petit jurors shall appear, whereupon the clerk shall issue a venire accordingly.

SECTION 2. Said section 5167, as amended March 20, 1885, is hereby repealed; and this act shall take effect from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed February 22, 1889.

[House Bill No. 398.]

AN ACT

To provide for the enclosure of abandoned burial grounds.

Providing for the enclosure of abandoned burial grounds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the county commissioners of each county shall within six months after the passage of this act, enclose with a substantial fence of stone, iron, or posts and boards all abandoned public burial grounds, in their several counties, not included within the limits of any municipal corporations, and from which the remains of the dead have not been removed. The expense of such enclosure shall be paid out of the general fund of such county.

SECTION 2. This act shall take effect on its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed February 22, 1889.

[House Bill No. 497.]

AN ACT

To authorize any railway company organized under the laws of this State, to issue storage or warehouse certificates on iron ore, grain or other merchandise in store or in storage yards, or on their wharves or in their elevators.

Authorizing railway companies to issue storage or warehouse certificates.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That any railway company, organized under the laws of this state, upon the receipt of iron ore or grain or other merchandise from any vessel, water-craft or other source for storage and deposit, duly consigned to said company may, upon the request or demand of the owner or owners of said ore, grain or other merchandise, and with the written consent

of the consignee, issue to the owner or owners of said ore, grain or other merchandise, a certificate, receipt or voucher, which certificate, receipt or voucher, shall name the railway company by whom said ore or grain or other merchandise is held at the time said certificate, receipt or voucher is issued, to whom said ore, grain or other merchandise was consigned, the quantity held by said company, and so near as may be the quality or grade thereof, but not incurring any liability for the grade or quality, which certificate, receipt or voucher, shall be signed by the president or vice president of said company, and countersigned by the general agent of said company appointed for that purpose, or such other officers as may be appointed by said railway company, and shall be transferable and negotiable by indorsement thereon, by the person or persons to whose order the same is made payable. That on the presentation of said certificate, receipt or voucher, so indorsed to said railway company at its general offices, the holder or holders thereof and on demand, the said railway company shall deliver to said holder or holders, the iron ore or grain or other merchandise so described therein, on the payment by such person or persons to said railway company all proper charges thereon.

SECTION 2. This act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed February 22, 1889.

[House Bill No. 549.]

AN ACT

To amend section 4438 of the Revised Statutes.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 4438 of the Revised Statutes of the state of Ohio be and the same is hereby amended to read as follows, viz:

Contents of a barrel.

Sec. 4438. The barrel shall be equal to thirty-one and one-half gallons, and two barrels shall constitute a hogshead; and barrels for the purpose of containing apples or potatoes or any other kind of fruit or produce, shall be made of staves of seasoned timber twenty-eight and one-half inches in length, with cut heads of seventeen and one-eighth inches in diameter.

SECTION 2. That section 4438 is hereby repealed; and this act shall take effect from its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed February 22, 1889.

[House Bill No. 908.]

AN ACT

To repeal an act, entitled "an act to enact supplementary sections to section 4895 of the Revised Statutes."

Repeals.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the following sections supplementary to section 4895 of the Revised Statutes, with sectional numbering as follows: 4895*a*, 4895*b*, 4895*c*, 4895*d*, 4895*e*, 4895*f*, 4895*g*, 4895*h*, and 4895*i*, passed April 6, 1888, be and the same are hereby repealed.

SECTION 2. This act shall take effect on and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed February 22, 1889.

[House Bill No. 912.]

AN ACT

To establish a board of fire commissioners in cities of the third grade of the first class, who shall have the management and control of the fire department.

Establishing board fire commissioners in cities of third grade, first class.

SECTION 1. *Be it enacted by the General Assemb'y of the State of Ohio*, That in every city of the third grade of the first class, the management and control of the fire department shall be vested in a board of fire commissioners, composed of four members, each having the qualifications of electors of such city, and two of whom shall be appointed from each of the two leading political parties by the mayor of each such city, subject to the approval and confirmation of the common council thereof; the two of said commissioners appointed from the same political party shall serve for one and three years respectively, and the two of said commissioners appointed from the other political party shall serve for two and four years respectively, and the term of office of each shall continue until his successor is appointed, confirmed and qualified as herein provided; and annually thereafter, the mayor of each such city, shall in like manner appoint, subject to the approval and confirmation of the common council thereof, a commissioner of like qualifications and from the same political party as the commissioner whom he is to succeed, whose term of office shall be four years, and until his successor is selected and qualified as provided herein. Any vacancy in said board shall be filled for the unexpired term in the same manner and subject to all the conditions herein provided for a full term commissioner; and all members of said board shall take an oath of office and serve without compensation.

Section 2. That the member of said board having the shortest term to serve shall be the president thereof, and the chief of the fire department shall serve as the secretary of said board and as a part of his duty. Preside t and secretary.

Section 3. That a majority of the members of the board, three members thereof being always necessary to constitute a majority, shall be a quorum for the transaction of business, but no appointment of men shall be valid unless approved by a majority of the members of the board, and the vote, in making such appointments, shall be by ayes and nays and fully recorded in the minutes of the secretary. Quorum.

Section 4. That the board shall hold regular monthly meetings; special meetings may be called by the president or any two members of the board; and notice of each special meeting shall be served by the secretary upon each member of the board in person, or by leaving a written notice of the same at his place of residence. Meetings.

Section 5. That the board shall cause an accurate record of its proceedings to be made in a book to be provided for that purpose, all or any part of which, or a copy thereof, shall be received as evidence when certified as correct by the president and secretary; and a majority of the members of such board shall be necessary to order the expenditure of money or to make any contract, and the vote thereon shall be taken by ayes and nays, and entered upon the minutes. Proceedings.

Section 6. That the board shall prescribe the duties of the officers and members of the department, and from time to time make such rules and regulations for the government of the force as may be found necessary, which said rules and regulations shall have the force and effect of ordinances, when approved by the common council. Duties, rules and regulations.

Section 7. That the board shall make all necessary repairs of houses, engines, and other apparatus belonging to the department, purchase all necessary supplies, and contract in the name of the city for tools, hose and other equipments; but no commissioner, officer or employe shall have the power to incur any liability unless authorized to do so at a meeting of the board. Expenditures, how authorized.

Section 8. That the board shall, on the last Friday of April, annually, certify to the common council the amount necessary to be levied on the tax duplicate for the support of the department for the ensuing year, and so much thereof as may be allowed by the common council (which shall not be reduced below one and one-half (1½) mills on the dollar on the taxable property in such city) shall form a part of the tax levy and be placed to the credit, and shall be used exclusively for the use of the fire department; but said board shall have no power to incur any liability on behalf of any such city beyond the amount so levied and set apart, and all claims on account of the department shall be approved by a majority of the board, and when so approved, referred to the common council for payment. Levy of tax.

Section 9. That the board shall appoint an executive officer, who shall be known as the chief of the fire depart- Chief fire department; how appointed.

ment, who shall serve for one year, and until his successor is duly appointed, and who shall have the management of the department in service, and they shall also appoint such members and employes as may be necessary for the efficient management of the department; and said board may suspend, without notice, and may discharge [or remove] after due notice and trial said chief or any member or employe for inefficiency, or for other good and sufficient cause, other than political; and without cause, upon written notice given thirty days prior to removal; provided, that all members of said board concur in said discharge or removal; and all votes on suspensions and discharges or removals shall be by ayes and nays, and fully recorded in the minutes.

Annual report to council.

SECTION 10. That it shall be the duty of said board to make a detailed and accurate account of all the expenses of the department, with the amount appropriated by the city council to pay said expenses, which, with the annual report of the chief, giving in detail the doings of the department during the year, shall be presented to the common council at the last regular meeting in March annually.

Fire alarm telegraph.

SECTION 11. That the fire alarm telegraph shall be attached to and be a part of the fire department, and be under the control and subject to the regulations of the board, which shall annually appoint a superintendent thereof, and such other officers and employes as may be necessary.

Powers and duties chief fire department.

SECTION 12. That the board may invest the chief or other officer of the fire department, with the power, and impose on him the duty, to be present at all fires; investigate the cause thereof; examine witnesses and compel their attendance and production of books and papers, and to do and perform all such other acts as may be necessary to the effective discharge of such duties.

Report to board.

SECTION 13. That such officer shall have power to administer oaths, make arrest, and enter, for the purpose of examination, any building which, in his opinion, is in danger from fire; and he shall report his proceedings to the board at such times as may be required.

Board shall control property fire department.

SECTION 14. That immediately after the organization of such board of fire commissioners in any such city, the common council thereof shall turn over to said board all the property belonging to the fire department; and the officers and employes of said department, at the time said board shall assume control, shall hold their respective places, subject, however, to discharge or removal as hereinbefore provided.

Salaries of officers.

SECTION 15. That the board shall, annully, recommend to the common council the salaries to be paid to the officers and members of the department, and the common council shall thereupon fix such salaries, but at no greater rate than thus recommended; and if a reduction is made by said common council in the salaries so recommended, the rate per cent. of reduction shall be uniform among and apply to all the officers and members of the department.

Exception.

SECTION 16. That the provisions of sub-division three (3), chapter two (2), division eight (8), title twelve (12), of the

Revised Statutes of the state of Ohio shall not apply to cities of the third grade of the first class, except as to matters concerning which no provision is made herein; and this act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed February 22, 1889.

[House Bill No. 776.]

AN ACT

To amend sections 4 and 5 of an act passed April 14, 1884 (81, 206).

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 4 and section 5 of an act passed April 14, 1884 (81, 206), be amended so as to read as follows:

Powers of board.

Sec. 4. The board of managers shall have power to locate and construct said intermediate penitentiary and shall perform such other duties as shall be required of them by this act. In selecting a site for said intermediate penitentiary, the board are authorized to receive donations of money or lands for the use of the state to assist in defraying the cost of construction of said intermediate penitentiary; and they shall make such award of location as may, in their judgment, be determined, taking into consideration, always, the selection of a location which will best promote the health and reformation of convicts to be hereafter sentenced to said intermediate penitentiary. The board shall also prepare plans and specifications and advertise for and receive bids for the construction of said intermediate penitentiary, and shall have power to reject any or all bids. The necessary expenses of said board of managers in attending to their duties as such board, shall be paid out of any moneys in the treasury appropriated to said intermediate penitentiary, upon an itemized account thereof by said board being first submitted to the auditor of state and approved by him, who shall thereupon issue his warrant upon the treasurer of state for the same in favor of said board. This act shall operate and apply to the present board of managers from and after its passage.

Site.

Expenses of board; how paid.

Powers of board as to appointments.

Sec. 5. Upon the completion of the buildings of said intermediate penitentiary, the board of managers shall appoint a warden, clerk, physician and such other officers as may be required, who shall each receive a salary to be hereinafter established by law, and they shall have power to remove any or all of them for cause. The clerk shall act as secretary of the board of managers.

SECTION 2. Said sections 4 and 5 are hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 26, 1889.

[House Bill No. 476.]

AN ACT

To prevent the employment of outside labor in the Ohio penitentiary.

To prevent employment of free labor in the Ohio penitentiary.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That it shall be unlawful for any contractor or subcontractor, now having contracts with, or who may hereafter contract with the state for prison labor, to be performed within the walls of the Ohio penitentiary, to employ any free laborers, except foremen, instructors and draymen to work upon said contracts.

Penalty.

SECTION 2. It shall be unlawful for any warden or officials of said prison, to issue a permit to any free laborer, except as provided for in section 1 of this act, to go upon the inside of said prison for the purposes mentioned in section 1 of this act; and any warden or official of said prison who violates the provisions of this act shall forfeit his office; the vacancy caused thereby to be filled as provided for in case of resignation.

SECTION 3. This act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 27, 1889.

[House Bill No. 550.]

AN ACT

Supplemental to chapter 3, division 8, title 12, of the Revised Statutes of Ohio.

Municipalities certain; provisions of Revised Statutes made applicable thereto.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the following section be enacted as supplementary to chapter three, division eight, title twelve, of the Revised Statutes of Ohio, with sectional numbering as herein provided:

Sec. 2491*a*. That where any municipality has been or shall be authorized to purchase, construct or establish any natural gas works for supplying fuel, for public and private use and consumption, the provisions of chapter one, of division eight, of title twelve, of the Revised Statutes of the state of Ohio, respecting the general powers of such city or village as to taking lands, rights and easements for such purposes as to election of trustees, as to the compensation and duties of such trustees; their powers to make by-laws and regulations; their duties to make reports to the council, and to deposit moneys collected and the disposition of vouchers therefor; the mode of keeping and disbursing funds arising from rents; their authority to make contracts, and have general supervision and control of such works; the authority of the council of any such city or village to investigate all matters pertaining to the management of such works, and the removal of

any officer thereof; the furnishing of free fuel to public and charitable institutions within such municipality; the protection of pipes [and] attachments, the rules as to letting contracts and requiring bonds as to the performance thereof; the mode of laying pipes in streets and highways, so far as the provisions of such statute are applicable, shall govern all such municipalities, their officers and agents in all cases not otherwise provided for by statute.

SECTION 2. This act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 27, 1889.

[House Bill No. 920.]

AN ACT

Supplementary to section 4651 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the following section be enacted as supplementary to section 4651 of the Revised Statutes, with sectional numbering as herein provided:

Review; amended report.

Sec. 4651*a*. No report of viewers shall ever be set aside by the commissioners for any irregularity which does not materially affect the substantial rights of some interested party, and where a report is set aside for any such material irregularity the commissioners may appoint the same or other viewers, and the proceeding shall re-commence at the point provided for by section four thousand six hundred and forty-two, and proceed as before. Provided, that where it is practicable in the judgment of the commissioners, the viewers may be sent back at any time before their report is finally acted upon by the commissioners, to supply or amend any omission or irregularity in their work or report as originally reported, and the amended report shall when finished be re-delivered to the county auditor to be dealt with as in the case of an original report.

SECTION 2. This act shall take effect on its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 27, 1889.

[House Bill No. 1014.]

AN ACT

To enlarge the duties of road supervisors in counties having at the last federal census a population not less than 26,267 and not more than 26,270.

Enlarging duties of road supervisors in certain counties.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That all persons subject to perform labor on the public highways, within any county of the State of Ohio, having at the last federal census not less than 26,267, and not more than 26,270 population, whose lands lie on or bounded by any private road, opened for public use from one public thoroughfare to another, may, at the discretion of the road supervisor of the district, perform the two days' labor, or any part thereof, required to be performed on the public highways on such private roads and the supervisor shall give the proper receipts for the same.

SECTION 2. This act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 27, 1889.

[Senate Bill No. 405.]

AN ACT

To authorize the council of any incorporated village within this state which at the last federal census had, or at any subsequent federal census may have a population of not less than 1,205 nor more than 1,210, to issue bonds for the purpose of developing natural gas, petroleum and coal.

Authorizing certain villages to issue natural gas bonds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the council of any incorporated village within this state, which at the last federal census had, or at any subsequent federal census may have, a population of not less than 1,205 nor more than 1,210, is hereby authorized and empowered to issue bonds, not exceeding in amount the sum of two thousand dollars, for the purpose of developing natural gas, petroleum and coal either within or without the limits of such incorporated village. Said bonds shall be signed by the mayor of such village, and countersigned and registered by the clerk thereof, and may be issued in any denominations of not less than fifty dollars nor more than five hundred dollars, bearing interest at the rate of six per centum per annum, payable annually, running not to exceed five years from date of issue, and shall be payable in such amounts each year as the council of such village may determine; and said bonds shall not be sold for less than par.

Denomination.

Levy of tax.

SECTION 2. For the payment of the principal and interest of said bonds, as the same shall become due, the council of

such village is hereby authorized and required to levy a tax on all taxable property within the corporate limits of said village, in such amounts each year as will meet the principal and interest then falling due upon said bonds, which levy shall be placed on the tax duplicate by the county auditor, and collected as other taxes.

Question of issue must be submitted to vote.

SECTION 3. Provided, that such bonds shall not be issued nor tax levied, until the question shall have been first submitted to a vote of the qualified electors of such village, at the spring election, on the first Monday of April, A. D. 1889, or at any special or general election, at least fifteen days' notice of which shall be given by publication in some newspaper published therein. At said election, all those who are in favor of issuing said bonds and levying said tax, shall have written or printed on their ballots the words, "Issue of bonds—Yes;" and those who are opposed to the issuing of said bonds and levying of said tax, shall have written or printed on their ballots the words, "Issue of bonds—No." No bonds shall be issued or tax levied under this act unless a majority of at least two-thirds of all the votes cast on said proposition at said election shall be in favor of such issue and levy.

SECTION 4. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 1, 1889.

[House Bill No. 592.]

AN ACT

To amend section 6302 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 6302 of the Revised Statutes of Ohio, be amended so as to read as follows:

Guardian for idiot, imbecile and lunatic.

Sec. 6302. The probate court, upon satisfactory proof that any person resident of the county, or having a legal settlement in any township thereof, is an idiot, imbecile, or lunatic, shall appoint a guardian for such person, which guardian shall, by virtue of such appointment, be the guardian of the minor children of his ward, unless the court shall appoint some other person as their guardian; an imbecile shall in this chapter be understood to mean a person who, not born idiotic, has become so; provided, that no such guardian be appointed until at least three days' notice to the persons next of kin resident of the county of such person is given to attend at the same time and place, which notice shall be served by delivering to each person named therein a copy thereof, or by leaving such copy at his usual place of residence.

SECTION 2. That section 6302 of the Revised Statutes of Ohio is hereby repealed.

SECTION 3. That this act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 1, 1889.

[House Bill No. 721.]

AN ACT

To amend section 1 of an act entitled "an act for the preservation of the health of female employes employed in manufacturing, mechanical and mercantile establishments," passed April 16, 1885 (vol. 82, O. L.).

Preservation of health of female employes in certain establishments.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 1 of an act entitled "an act for the preservation of the health of female employes employed in manufacturing, mechanical and mercantile establishments," passed April 16, 1885, be so amended as to read as follows:

Sec. 1. That every person or corporation employing female employes in any manufacturing, mechanical or mercantile establishment in this state, shall provide suitable seats for the use of the female employes so employed, and shall permit the use of such by them when they are not necessarily engaged in the active duties for which they are employed, and shall permit the use of such seats at all times when such use would not actually and necessarily interfere with the proper discharge of the duties of such employes.

SECTION 2. Said original section as passed April 16, 1885, be and the same is hereby repealed.

SECTION 3. This act shall take effect from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO F. DAVIS,
President pro tem. of the Senate.

Passed March 1, 1889.

[House Bill No. 745.]

AN ACT

To amend sections 2478 and 2491, as amended March 4, 1887, of the Revised Statutes.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That sections 2478 and 2491, as amended March 4, 1887, are so amended as to read as follows:

Regulating price of electric light, artificial and natural gas.

Sec. 2478. The council of any city or village in which electric lighting companies, natural or artificial gas companies, or gas light or coke companies may be established, or into which their wires, mains or pipes may be conducted, are hereby empowered to regulate, from time to time, the price which said electric lighting, natural or artificial gas, or gas and coke companies may charge for electric light or for gas for lighting or fuel purposes, furnished by such companies to the citizens, public grounds and buildings, streets, lanes, alleys, avenues, wharves and landing places; and such electric lighting, natural or artificial gas, or gas-light and coke companies shall, in no event, charge more for any electric light, or natural or artificial gas furnished to such corporation or individuals than the price specified by ordinance of such council; and such council shall also have power to regulate and fix the price which such companies shall charge for rent of their meters.

Contract to supply municipality with electric light or gas.

Sec. 2491. A municipal corporation may contract with such company for supplying, with electric light, natural or artificial gas for the purpose of lighting [or heating] the streets, squares and other public places and buildings in the corporation limits; but this section shall be subject to the restrictions in the last clause of section thirty-five hundred and fifty-one.

SECTION 2. That sections 2478 and 2491, as amended March 4, 1887, are repealed.

SECTION 3. This act shall take effect and be in force on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO F. DAVIS,
President pro tem. of the Senate.

Passed March 1, 1889.

[House Bill No. 846.]

AN ACT

To provide for annual leave of officers and members of fire departments in certain cities.

Leave of absence of members of fire department in certain cities.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That officers and members of all regularly established fire departments in any city of the third and fourth grades of the second class, and in any city of the first grade of second class in the State of Ohio, when authorized by the council by resolution or ordinance, shall have leave of absence twelve days in each year, without loss of pay.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO F. DAVIS,
President pro tem. of the Senate.

Passed March 1, 1889.

[House Bill No. 988.]

AN ACT

To amend section 4488 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 4488 of the Revised Statutes of Ohio be amended so as to read as follows:

Application when proposed ditch in more than one county.

Sec. 4488. When a ditch or improvement is proposed, which will require a location in more than one county, application shall be made to the commissioners of each of said counties, and the surveyor or engineer shall make a report for each county; application for damages shall be made, and appeals from the finding of the commissioners, in joint session, locating and establishing such ditch, and from the assessment of damages or compensation, shall be taken to the probate court of the county in which the greatest length of such ditch or improvement is located; and a majority of the commissioners of each county, when in joint session, shall be competent to locate and establish such ditch or improvement; but no commissioner shall serve in any case in which he is personally interested; and any two commissioners may form a quorum for the transaction of business under this chapter, of their respective counties; provided, further, that when any two or more commissioners of any county are personally interested in any improvement upon which, or in the location and establishment of which, they are called upon to act, the auditor, probate judge and recorder of said county shall appoint a suitable person to act in the place of each commissioner so interested, and their acts shall have the same force and effect in such cases as though they were commissioners of said county for which they are appointed to act, and the persons so appointed shall receive the same compensation as the county commissioners for like services.

SECTION 2. Section 4488 of the Revised Statutes be and the same is hereby repealed.

SECTION 3. This act shall be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 1, 1889.

[House Bill No. 1195.]

AN ACT

To supplement an act entitled "an act to authorize certain cities to borrow money and issue bonds therefor, for the purpose of buying or leasing lands, sinking wells for natural gas, purchasing and laying pipes, and supplying such cities and the citizens thereof with natural gas for public and private use and consumption," passed January 31, 1889.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the following shall be supplementary to the act referred to in the title to this act, with sectional numbering as follows:

Authorizing the purchase of gas lands outside corporate limits.

SEC. 1*a*. That to secure the objects and ends contemplated by the act to which this is supplementary, such city is authorized and empowered to purchase or lease the necessary gas lands outside of the incorporate limits of such city; and in like manner said city may purchase or sink natural gas wells, lay down and own a gas-pipe line or lines, and own the rights of way therefor outside of or beyond said incorporate limits.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 1, 1889.

[House Bill No. 1216.]

AN ACT

To amend section 1587 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 1587 of the Revised Statutes of Ohio be amended so as to read as follows:

Record.

SEC. 1587. If any such municipal corporation is in more than one county, then such resolution shall be ordered certified to the recorder of each of such counties, and the recorder or recorders, on the receipt of such certified resolution, shall at once duly record the same in the proper book of records in his office and preserve the original therein, and the recorder or recorders, shall forthwith make a certified transcript of such record and forward the same to the secretary of state, and thereupon the corporation shall be a city of the first or second class, as the case may be, to be organized and governed under the provisions of this title; and when the corporation is actually organized by the election and qualification of its officers, notice of its existence shall be taken in all judicial proceedings. And the provisions of this section shall be applicable to and govern proceedings heretofore commenced under this chapter.

Copy.

Judicial notice.

SECTION 2. That original section 1587 of the Revised Statutes of Ohio, be and the same is hereby repealed; and this act shall take effect upon its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 1, 1889.

[House Bill No. 879.]

AN ACT

To amend Sections 1271 and 1297 of the Revised Statutes of Ohio, as amended January 15, 1889.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That sections 1271 and 1297 of the Revised Statutes of Ohio, as amended January 15, 1889, be amended so as to read as follows:

Assistant prosecuting attorneys in Hamilton, Cuyahoga, Franklin and Lucas counties.

Sec. 1271. In Hamilton county the presiding judge of the court of common pleas, the presiding judge of the superior court of Cincinnati, and the probate judge, may appoint a first assistant and second assistant prosecuting attorney. In Cuyahoga county the judges of the court of common pleas may appoint two assistant prosecuting attorneys, who shall also be assistant court solicitors. And said judges may, from time to time, appoint such special assistants to aid the prosecuting attorney, as in their opinion the public business may require, who shall be paid out of the treasury of the county, on the warrant of the county auditor, such sum as the court may approve and order. And in Franklin county the judges of the court of common pleas residing therein, may appoint an assistant prosecuting attorney. And in Lucas county a majority of the judges of the court of common pleas residing therein may appoint an assistant prosecuting attorney. Such assistant prosecuting attorney shall be appointed as aforesaid only upon the nomination of the prosecuting attorney of such counties respectively and shall receive such salary as shall be fixed by the judges appointing them, not exceeding in Hamilton county twenty-five hundred dollars to the first assistant, or eighteen hundred dollars to the second assistant, and not exceeding in Cuyahoga county twenty-five hundred dollars nor less than two thousand dollars per year; and not exceeding in the counties of Franklin and Lucas, twelve hundred dollars per year. Such salary shall be paid out of the treasury of the county on the warrant of the auditor. The term of appointment for assistant prosecuting attorney shall be for one year from and after the day of appointment, and when there is a vacancy, the appointing judge or judges may renew the appointment.

Salary.

Term.

Salary prosecuting attorneys.

Sec. 1297. The prosecuting attorney shall receive an annual salary not exceeding the sums herein named, to be fixed by the commissioners of the county, to-wit: In Hamilton county thirty-five hundred dollars. In each of the coun-

ties of Cuyahoga, Lucas and Franklin, two thousand dollars. In Montgomery county, fifteen hundred dollars; in each county containing less than twenty thousand inhabitants by the last federal census, four hundred dollars; and in each other county two dollars for each one hundred inhabitants such county contained at the next preceding federal census, to be paid at such times and in such installments as the county commissioners direct.

SECTION 2. Said sections 1271 and 1297, as amended January 15, 1889, are hereby repealed.

SECTION 3. This act shall take effect from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 8, 1889.

[Senate Bill No. 95.]

AN ACT

Supplementary to the act relating to cities of the first class, having a population exceeding one hundred and fifty thousand inhabitants, passed May 4, 1869.

Authorizing trustees to extend lease of railway in certain cities.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the board of trustees of the railway, appointed under the provisions of the act to which this act is supplementary, be, and they are hereby authorized, with the approval of a majority of the board of trustees of the sinking fund of the city owning said railway, to agree with the lessees of said railway to extend the time granted in the lease thereof for such length of time, upon such terms and conditions as shall be fixed and provided by the trustees of said railway and the trustees of the sinking fund of said city; provided, however, that the rental, after the expiration of the present lease, shall not be less than $1,250,000 per annum; and provided further, that the said extension of lease shall be made within three years from the passage of this act.

Bonds.

SECTION 2. Said trustees of the sinking fund are hereby authorized by a proper indorsement or stamping on the bonds and coupons thereof, issued under the act to which this is supplementary, to agree to extend the time of payment of said bonds for a period not to exceed forty years from the maturity thereof, upon the holders of such portions of said bonds, as said trustees may agree with, agreeing to reduce the interest thereon to such rate as said trustees shall fix, not exceeding four per cent. per annum; and said trustees are hereby further authorized to cause to be engraved, printed and attached to said bonds such additional coupons, as may be necessary to evidence the interest to be paid for the extended time of

payment of said bonds, and they are hereby clothed with the said powers, so far as applicable, as they may have in refunding the bonded debt of said city.

SECTION 3. That this act shall take effect from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 8, 1889.

[Senate Bill No. 397.]

AN ACT

To authorize and empower the trustees of townships having a population, at the last federal census, of not more than 2,116, nor less than 2,112, to levy a road tax.

Authorizing trustees of certain townships to levy a road tax.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the trustees of townships having a population, at the last federal census, of not more than 2,116, nor less than 2,112, be and are hereby authorized and empowered, in addition to the two days' labor, to determine a per centum, to be levied for road purposes, upon each dollar of valuation of the taxable property of their respective townships, exclusive of any incorporated village, as follows: In townships having a valuation of taxable property of one million dollars and over, not exceeding two mills on each dollar; in townships having a valuation of less than one million, and more than five hundred thousand dollars, any rate not exceeding three mills on each dollar; and in townships having less than five hundred thousand dollars valuation, any rate not exceeding four mills on each dollar; and said trustees shall certify the same to the county auditor, in writing, on or before the 15th of May of each year; and the county auditor shall assess the same on all the taxable property in said township, exclusive of any incorporated village, and the same shall be collected, one-half in the December installment, and one-half in the June installment, by the county treasurer, and paid over by him to the treasurer of the township from which said taxes were collected, the same to be expended for the improvement of roads in the township where collected; but nothing in this act shall prevent the working out of all or a part of this tax, by any person so assessed, who desires so to do. The amount of work so performed shall be certified to by the road supervisor, and such receipt shall be received by the county treasurer in part payment of the December tax.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 8, 1889.

[Senate Bill No. 461.]

AN ACT

Making appropriations for the erection of a chemical lab[o]ratory building for the Ohio State University, to replace the one recently destroyed by fire, and for the erection and equipment of a building for instruction in electrical engineering.

Appropriation for Ohio State University.

WHEREAS, The chemical lab[o]ratory building of the Ohio State University has been destroyed by fire, whereby the departments of general chemistry, agricultural chemistry, mining and metallurgy, and veterinary science, have been deprived of lecture rooms, lab[o]ratory accommodations, equipments, books and supplies; therefore,

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That for the purpose of erecting a chemical lab[o]ratory building to replace the one recently destroyed by fire, for heating, lighting and plumbing, there be and is hereby appropriated the sum of forty thousand dollars ($40,000); and for the erection and equipment of a building for instruction in electrical engineering, ten thousand dollars ($10,000).

SECTION 2. This act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 8, 1889.

[House Bill No. 1167.]

AN ACT

Supplementary to section 3702 of the Revised Statutes, as amended March 21, 1887 (O. L. v. 84, p. 230), providing for the purchase of fair grounds by the county commissioners in counties containing a city of the second grade of the first class.

Commissioners in certain counties may assist agricultural societies in purchasing, leasing or improving sites for fairs.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the following section shall be supplementary to section 3702 as amended, and shall be known and numbered as section 3702*a*.

Sec. 3702*a*. When a county society in a county containing a city of second grade of the first class has purchased or leased for a term of not less than twenty years, real estate as a site whereon to hold fairs, or when the title to the grounds is vested in fee in the county, but the society has the control and management of the lands and buildings the county commissioners may if they think it for the interests of the county and society, pay out of the county treasury the same amount of money for the purchase or lease and improvement of such site or either of them as is paid by such agricultural society or individuals for such purpose or either of them, and such commissioners may

levy a tax upon all the taxable property of the county sufficient to meet the provisions of this section.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.

WM. C. LYON,
President of the Senate.

Passed March 8, 1889.

[Senate Bill No. 372.]

AN ACT

To require the county commissioners in any county having a population at the census of 1880 of 43,788, and containing a city of the second class, third grade, to provide a depositary for the county funds, and for other purposes.

Providing a depositary in certain counties for the public money.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That in each county having a population of 43,788 at the census of 1880, containing a city of the second class, third grade, it shall be the duty of the county commissioners to designate, in the manner hereinafter provided, a bank situated in the county, and duly incorporated under the laws of this state or of the United States, as a depositary of the money of the county.

Advertisement for proposals from banks for the use of public money.

SECTION 2. The county commissioners shall, on the taking effect of this act, and thereafter biennially, publish, in two newspapers published and of general circulation in the county, for two consecutive weeks, a notice which shall invite sealed proposals from all banks coming within the provisions of the preceding section, which proposals shall stipulate the rate of interest and not less than two per centum, that will be paid for the use of the money of the county as provided herein; and each proposal shall contain the names of the sureties who will be offered upon the undertaking of the bank filing the same in case the proposal be accepted.

Opening of proposals; award; rejection and re-advertising.

SECTION 3. On the Monday next following the last insertion of such notice, at the hour of twelve o'clock noon, the commissioners shall, in open session, open such sealed proposals, and shall award the use of the money of the county to the bank that offers the highest rate of interest therefor; and if two or more banks offer the same highest rate of interest, the use of the money may be awarded to either of them, or the commissioners may reject all proposals and advertise for others in the same manner aforesaid.

Undertaking required of depositary.

SECTION 4. No such award shall be binding on any such county, nor shall any of the money of the county be deposited thereunder, until the hypothecation of the bonds provided for in section seven, or until there is executed by the bank selected, and accepted by the commissioners, a good and sufficient undertaking, payable to the county, and to be recovered in the

name of the county commissioners for the use of the county, in such sum as the commissioners may direct, which, in counties within the provisions of this act and containing a city of the third grade of the second class, shall not be less than three hundred thousand dollars, and such undertaking shall be signed by not less than six resident freeholders as sureties, who are not stockholders in the bank, to the satisfaction of the commissioners, and conditioned for the receipt, safe-keeping, and payment over, as provided herein, of all money which may come into its custody under and by virtue of this act, and under and by virtue of its proposal and the award of the commissioners, together with the interest thereon at the rate specified in the proposals; and the undertaking shall be further conditioned for the faithful performance by the bank of all the duties imposed by this act upon the depositary of the money of the county.

Same to be approved by prosecuting attorney.

SECTION 5. Such undertaking shall not be accepted by the commissioners until it has been submitted to the prosecuting attorney, and certified by him to be in due and legal form and conformable to the provisions of this act, which certificate shall be indorsed thereon by the prosecuting attorney and if any bank to which an award is made as aforesaid fail to execute an undertaking as required hereby to the acceptance of the commissioners, or fail to hypothecate the bonds as provided in section seven, within three days from the time the award is made, the commissioners may award the use of the money to any other bank whose written proposal offers the same rate of interest therefor as designated in the proposal of such defaulting bank, but if the written proposal of no other bank offers the same rate of interest they may award such use to any bank whose written proposal offers the next highest rate of interest therefor, the undertaking or hypothecation of bonds required to be executed in either case; or the commissioners may, in case of default as aforesaid, reject any or all bids, and advertise for others in the manner aforesaid.

New award; when to be made.

When bank becomes depositary.

SECTION 6. The bank to which an award is made shall, upon the acceptance by the commissioners of the undertaking provided for herein, become the depositary of the money of the county, and remain such until the undertaking of its successor is accepted by the commissioners; but the commissioners may, at any time they deem the same necessary, require additional security from the bank, in such sum as they shall designate; and if the bank refuse or neglect, for the period of five days thereafter, to give such additional security, they may order the removal of the county's deposits therefrom forthwith, and may designate some other bank to be the depositary thereof temporarily, at such rate of interest, or without interest, as they may determine. Such removal, and all other removals under the provisions of this act, shall be made upon the written order of the commissioners; and the county auditor shall, upon the receipt of such order, issue his warrant, and the county treasurer his check, for the removal. If the money, in case of such removal, be deposited in a bank designated as a depositary temporarily, such bank shall, before the receipt by it of any such money, enter into an undertak-

Removal of moneys.

Temporary depositary.

ing or hypothecation of the bonds as required by this act; but if no bank be so designated, the money shall be disposed of as provided in section eight.

Bonds may be accepted in lieu of undertaking.

SECTION 7. The commissioners of any such county may, in lieu of the undertaking provided for by preceding sections, accept as security for money deposited as aforesaid interest-bearing bonds of the county, or the city in which the depositary is located, or bonds of the United States, the face value of which shall not be less than the sum specified in section four as the amount to be named in the undertaking in lieu of which such bonds are accepted; or they may accept such bonds as partial security, to the extent of their face value, for the money so deposited, and require an undertaking for the remainder of the full amount specified in said section to be named in the undertaking, and in the undertaking so required such acceptance of bonds as partial security, and the extent thereof, shall be set forth. The hypothecation of such bonds shall be by indorsement of the fact and purpose on the back of each, which indorsement shall stipulate that the bond shall be the property of the county in case of any default on the part of the bank in its capacity as depositary as aforesaid, and that its negotiation or release by the commissioners shall require the signature of each member of the board. The commissioners shall make ample provision for the safe-keeping of such hypothecated bonds; and the interest thereon, when paid, shall be turned over to the bank so long as it is not in default as aforesaid.

Custody of moneys when depositary can not be secured.

SECTION 8. If at any time, for any cause, the commissioners be unable to secure a depositary as provided by preceding sections, the money of the county shall remain in the custody of the county treasurer, if in his custody at the time, and if in a depositary, and its removal be ordered, it shall be removed to the county treasury, in the manner provided in section six for the removals, and in either case the treasurer shall be the custodian thereof until such time as a depositary is secured in accordance with the provisions of this act; and while he remains such custodian the money shall be paid out by him on warrants of the auditor, which in such case shall not be in duplicate; and during such time he shall keep such books, and make to the auditor such statements of receipts and payments, as are required in case the money of the county is in the custody of a depositary designated by the commissioners, except that they shall show that such money is in the custody of the treasurer instead of such depositary.

Disbursements by treasurer.

Deposits by treasurer.

SECTION 9. The treasurer shall, upon the receipt of a written notice from the commissioners stating that a depositary has been selected in pursuance of the provisions of this act, and naming the bank selected as such depositary, deposit, to the credit of the county, all money in his possession, except as provided in section fourteen, in the bank constituted the depositary as aforesaid, and thereafter he shall, before noon of each business day, deposit in such depositary all money received by him the preceding business day, except as provided in section fourteen, and the commissioners may designate the hour of closing a business day, making a record

thereof, and the treasurer shall observe the same and such money shall be payable only on the check of the treasurer, which check shall not be valid or payable unless it have partly printed and partly written, on the same paper therewith, a duplicate of the warrant of the county auditor authorizing the payment of the sum for which the check is drawn. All warrants issued by the auditor upon the treasurer for the payment of money (except as provided in section fourteen, and also when the money of the county is in the custody of the treasurer), shall be drawn and signed in duplicate, one of which shall have printed upon its face the word "original," which shall be filed and kept by the treasurer in his office, and the other of which shall have printed upon its face the word "duplicate," and shall be and remain unsevered from the check of the treasurer. The auditor shall issue no warrant payable from any fund unless there is money belonging thereto for the payment thereof in full, notwithstanding the provisions of section eleven hundred and eight of the Revised Statutes; but when any fund is exhausted, and the commissioners are satisfied that, of the undivided money on hand received on account of taxes, the portion thereof that will belong to such fund upon the next semi-annual distribution of such money is in amount such that a part of it way judiciously be assigned to such exhausted fund in advance of such distribution, they may make an order and the same shall be made a matter of record in the proceedings of the board of commissioners, directing such assignment, and the auditor shall notify the treasurer thereof in writing. All money deposited with the depositary shall bear interest at the rate specified in the proposal on which the award to it was made, to be computed on daily balances, and such interest shall be placed to the credit of the county on the first day of March and the first day of September each year, or at any time when the account may be closed. The depositary shall notify the auditor, in writing, before noon of each business day, of the amount of deposits made by the treasurer for the preceding business day, and when the interest is credited to the county the depositary shall notify the auditor and treasurer, in writing, of the amount thereof, before noon of the next business day, and all such interest shall be credited to the general fund of the county.

Treasurer's checks; auditor's warrants, etc.

Funds not to be overdrawn.

Taxes may be credited to funds in advance of distribution.

Interest on deposits.

SECTION 10. Each business day the treasurer shall make to the auditor a sworn statement, showing for the preceding business day the total amount of money received by him, the total amount deposited in the depositary, the total amount paid by check on the depositary, the total amount paid out in cash, the balance in the depositary, and the balance in the treasury; and he shall keep such accounts, in books to be provided for that purpose, as shall enable him to make such statements. All money paid to the treasurer, except for taxes and except also money received from the state treasury, shall be upon the order of the auditor, and the treasurer shall give receipts therefor, each of which shall be made and signed in duplicate, one of which shall have printed across its face the word "original," and the other the word "duplicate," and each dupli-

Sworn statement by treasurer.

cate shall be filed with the auditor on the day of its date; and each such receipt shall show the amount received, from whom received, and on what account, and shall state the fund to which the money is to be applied; provided, that in case of money received by the treasurer from the state treasury the triplicate warrant required by section ten hundred and eighty-five of the Revised Statutes to be transmitted to the auditor by the auditor of state shall take the place of the duplicate receipt above provided for, and the treasurer shall not give receipts for taxes in duplicate, but in lieu thereof shall, at the close of each business day, file with the auditor a statement of the amount of money received by him for taxes and penalties during the day.

Auditors accounts; how kept.

SECTION 11. The auditor shall keep in his office books in which shall be entered the daily receipt of the treasurer's office, as shown by the duplicate receipts returned to him by the treasurer, and by the statements of money received for taxes and the triplicate warrants mentioned in the preceding section, the amount of the deposits made by the treasurer each day in the depositary, as shown by the daily statements of the depositary to the auditor, and the amount remaining in the treasurer's hands in pursuance of section fourteen, or when the treasurer is custodian of all the money, as shown by the treasurer's daily statements received by him; and in such books the money received by the treasurer from taxes of all kinds shall be shown in an account entitled the "undivided tax account," and all other receipts by him shall be shown in accounts indicating the respective funds to which the money belongs. He shall enter in such books also the amount of warrants issued by him each day to the treasurer; and the accounts in such books shall be so kept as to show the balance of each fund, the balance of undivided money received for taxes, and the balance of the money received from the state treasury, and on account of school lands, each day, in his hands and in the hands of the depositary respectively.

Auditor shall certify to statement of treasurer.

SECTION 12. Upon the receipt each day by the auditor of the sworn statement provided for in section ten, he shall certify thereon to its correctness, if, upon comparison with his books, it be found to be correct, and shall file such statement in his office; but if any such statement be found by the auditor at any time to be incorrect he shall forthwith give notice thereof to the treasurer, and unless the discrep ancy be immediately discovered and corrected, he shall notify the commissioners thereof without delay.

Draft auditor state.

SECTION 13. Except as provided in sections eight and fourteen, the treasurer shall not pay out any money otherwise than by check on the depositary, as provided in section nine. But before he issues a check in payment of any draft made upon him by the auditor of state in favor of the treasurer of state, he shall exhibit such draft to the county auditor, and file with him a certified copy thereof, and the auditor shall thereupon issue his warrant authorizing the treasurer to issue his check for the amount specified in the draft; and before he remits to the treasurer of state any money on account of school lands he shall notify the auditor in writing

of his readiness to do so, and of the amount, and the auditor shall file such notice, and issue his warrant authorizing the treasurer to draw his check upon the depositary for the amount; but if the money for such payments be in the custody of the treasurer instead of a depositary, the same proceedings shall be had, except that the warrants of the auditor shall authorize the payments otherwise than by such checks.

Certain fees to be paid in cash.

SECTION 14. The treasurer shall pay in cash warrants issued by the auditor for the payment of fees of jurors and witnesses, and also warrants so issued payable from the soldiers' relief fund, and he may retain in his hands from day to day a sufficient amount of the receipts of his office to enable him to do so, but the balance of money so withheld from deposit shall at no time be in excess of five thousand dollars; and warrants issued for the purposes aforesaid shall not be in duplicate; but if at any time the money so retained by the treasurer is entirely paid out, and the current receipts of his office are insufficient to pay such warrants, the auditor, if so authorized by the commissioners, shall issue his warrant to the treasurer authorizing him to draw his check upon the depositary for the amount specified therein, which shall not be in excess of five thousand dollars, to pay such warrants.

Monthly statement by auditor.

SECTION 15. On the first business day of each month the auditor shall prepare and submit to the commissioners a sworn statement of the finances of the county for the preceding month, which shall show the amount of money received to the credit of each fund and account, the amount disbursed from each, and the balance remaining to the credit of each, and also to the balance of money in the depositary, the balance in the treasury in pursuance of section fourteen, and, if the money of the county be in the custody of the treasurer instead of a depositary, the total balance thereof in the treasury, as shown by the reports filed with him, and the commissioners shall place such statement on file, and forthwith post a duly certified copy thereof in the auditor's office, to remain so posted at least thirty days for the inspection of the public. On the day aforesaid, some officer of the bank acting as the county depositary, shall file with the county commissioners all checks of the county paid and redeemed by the bank during the previous month; and the commissioners shall compare such checks with the records of the auditor's office, and if they find the same to correspond therewith, they shall give the bank a receipt for the same, and shall forthwith cancel and file such checks in the office of the county auditor, who shall receipt to the county treasurer for the same, as is provided in section one thousand one hundred and eleven of the Revised Statutes.

Depositary to make monthly settlement with commissioners.

Liability of treasurer.

SECTION 16. Nothing in this act shall be held or considered as in any manner changing or affecting the liability of treasurers of counties covered by its provisions, except that they shall not be held liable for any loss of money deposited by them in depositaries as provided for herein while such money is in the custody of such depositaries.

Neglect of duty; how punished.

SECTION 17. An officer of any such county who willfully violates any provisions of this act, or willfully neglects or refuses to perform any duty thereby imposed upon him, shall upon conviction thereof in the court of common pleas, be fined in any sum not exceeding ten thousand dollars, for the use of the county, or be imprisoned in the penitentiary not more than ten years nor less than one year, or both, at the discretion of the court.

Provisions statutes superseded.

SECTION 18. Any provision of the statutes of this state in force when this act takes effect, which conflicts with any provision of this act, shall be held to be superseded by the latter, as to the matter of inconsistency, and not otherwise, in counties to which this act relates.

SECTION 19. This act shall take effect on the first day of September, one thousand eight hundred and eighty-nine.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 11, 1889.

[Senate Bill No. 464.]

AN ACT

Making appropriations for the contingent fund and expenses of the senate.

Appropriations for contingent expenses of the senate.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That there is hereby appropriated from any money in the treasury to the credit of the general revenue fund and not otherwise appropriated, the sum of two thousand dollars ($2,000) for the contingent expenses of the senate.

SECTION 2. This act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 11, 1889.

[Senate Bill No. 484.]

AN ACT

To prevent the making of deficiencies in the public institutions and departments of the state of Ohio.

To prevent deficiencies in institutions and departments of the state.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That it shall be unlawful for the trustees, managers, directors or superintendent of any of the public institutions of the

state of Ohio, or for the officers of any of the departments of the state of Ohio, to create a deficiency, incur a liability, or to expend a greater sum of money than is appropriated by the general assembly for the use of said public institution or department.

Penalty.

SECTION 2. Any officer enumerated in section one of this act, being found guilty of creating a deficiency, incurring a liability, or expending a greater sum than is appropriated by the general assembly for any public institution or department of this state in any one year, shall be held individually liable for the same, and shall be fined in any sum not exceeding one thousand dollars for the first offense, and two thousand dollars for every subsequent offense.

Emergency.

SECTION 3. In case of an emergency requiring the expenditure of a greater sum than the amount appropriated by the general assembly for such institution or department in any one year, or for the expending of money not specifically provided for by law, the said officers may, on the written advice and consent of the governor, auditor of state, and attorney-general, incur such liability as circumstances may require.

SECTION 4. That this act shall take effect on its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 11, 1889.

[House Bill No. 906.]

AN ACT

To amend section 7287 of the Revised Statutes, so as to limit the number of witnesses that may be subpœnaed in the criminal cases at public expense, to testify upon the question of character or reputation.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 7287 be so amended as to read as follows:

Subpœna for witnesses to issue to any county.

Sec. 7287. In all criminal cases the clerk, upon a precipe being filed, shall issue writs of subpœna for all witnesses named therein, directed to the sheriff of his county, or of any county where the witnesses reside or are found, which shall be served and returned as in other cases; and the sheriff, by writing indorsed on the writs, may depute any disinterested person to serve, and return the same; provided, that the number of witnesses, who are expected to testify upon the subject of character or reputation, for which subpœnas may be issued, shall be designated upon the precipe, and shall not exceed ten upon each side, unless a deposit shall first be made with the clerk of at least one per diem and mileage fee for each additional witness, except in the case of murder in the first or second degree, manslaughter, rape, assault with intent to commit rape, or selling intoxicating liquors to a person in the

Limit in certain cases.

habit of becoming intoxicated. No witness in addition to the number of ten upon each side shall be permitted to testify upon the question of character or reputation, in any criminal case with the exceptions aforesaid, unless his full per diem and mileage fee has been deposited as aforesaid, or paid by the party in whose behalf he is sworn, and the clerk shall not issue a certificate for compensation to be paid out of the county treasury to any witness in addition to the number of ten, who has testified upon the subject of character or reputation, except as aforesaid.

SECTION 2. Original section 7287 is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after the first day of May, A. D. 1889.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.

WM. C. LYON,
President of the Senate.

Passed March 11, 1889.

[House Bill No. 1024.]

AN ACT

To amend sections 5269 and 481 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That sections 5269 and 481 of the Revised Statutes of Ohio be, and they are hereby amended so as to read as follows:

Officers authorized to take depositions.

Sec. 5269. Depositions may be taken in this state before a judge or the clerk of the supreme court, a judge or clerk of the circuit court, a judge or clerk of the common pleas court, a probate judge, justice of the peace, notary public, mayor, master commissioner, official stenographer of any court in this state, or any person empowered by a special commission; but depositions taken in this state, to be used therein, must be taken by an officer or person whose authority is derived within the state, and, if to be used out of the state, they may be taken before a commissioner or officer who derives his authority from the state, district, or territory in which they are to be used.

Stenographers, office where to be located; powers of.

Sec. 481. Stenographers appointed under the provisions of this chapter, shall have their office in the court house of the county where they are appointed, and shall have power to take and certify depositions in any of the courts in this state, and may be appointed referees to take and report proof in causes pending in any of the courts in this state, and in the taking of depositions and proof, as such referees, they shall have power to swear witnesses, and such stenographers shall also have power to employ such number of assistant stenographers, as the necessities of their office require.

SECTION 2. That said original sections 5269 and 481 be and the same are hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 11, 1889.

[House Bill No. 1186.]

AN ACT

To supplement sections one (1) and four (4) of "an act for the establishment and maintenance of public libraries in certain cities of the first class," as amended April 12, 1888. (Vol. 85, O. L. pp. 209 to 212.)

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That sections one (1) and four (4) of "an act for the establishment and maintenance of public libraries in certain cities of the first class," as amended April 12, 1888, be supplemented by sections with sectional numbering as follows:

When levy to be reduced.

Sec. 1*a*. Whenever such levy of four-tenths of one mill on the dollar will produce a revenue in excess of fifteen thousand dollars ($15,000.00), such levy shall be reduced and so that the amount of revenue for said library fund in any such city shall not in any one year exceed said sum of fifteen thousand dollars; but said levy shall not be so reduced as to produce a revenue to said library fund of less than thirteen thousand dollars ($13,000.00) in any one year.

Additional bonds authorized to be issued for certain purposes.

Sec. 4*a*. For the purpose of enabling said board of trustees to construct said building or buildings so as to make it or them fire-proof, and thereby insure protection to the large and valuable library to be kept therein, and to pay the increased cost of such construction, and complete said building or buildings, and provide necessary furniture for same, and to pay for grading the library grounds and constructing walks, said board of trustees is hereby authorized to issue and sell additional bonds to an amount not in excess of thirty-five thousand dollars ($35,000.00); said additional bonds shall bear interest, be issued, sold, the proceeds deposited, drawn, used, and the interest and principal paid, as provided, and subject in all respects to all the conditions named in said original section 4, for the bonds therein authorized, except as follows: the bonds hereby authorized, shall mature, three thousand dollars ($3,000.00) July 1, 1890; five thousand dollars ($5,000.00) July 1, 1906; and five thousand dollars ($5,000.00) July 1, of each succeeding year until July 1, 1911, when seven thousand dollars ($7,000.00) shall mature, but if it be found unnecessary to issue all of said bonds, those not issued shall be those last to mature as aforesaid; and the rate of interest shall not ex-

ceed four per cent. on those bonds to mature July 1, 1906 and thereafter; and said board shall annually appropriate and set apart such additional sum as may be necessary to pay said bonds and the interest thereon as the same mature.

SECTION 2. This act shall take effect on its passage.

NOAH H. ALBAUGH,
Speaker pro tem of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 12, 1889.

[Senate Bill No. 371.]

AN ACT

To create a depositary commission in all cities having a population of 16,512 at the census of 1880, and to establish a depositary for the funds and to provide for a treasurer of the school funds of such cities, and for other purposes.

Creating a depositary commission in certain cities.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the money belonging to each city having a population of 16,512 at the census of 1880, shall be deposited, by the treasurer of the city, as hereinafter provided, in a bank situated within the boundaries of the city and duly incorporated under the laws of this state or of the United States, to be designated, in the manner hereinafter provided, as the depositary for such money, by a commission composed of the mayor, president of the board of education and the president of the council, and their successors in office, and to be known as the depositary commission.

Books and stationery for commission.

SECTION 2. The officers designated in the preceding section as constituting such depositary commission shall serve as members thereof, and without compensation; but the commission shall be provided with necessary books and stationery, at the expense of the city; and the mayor shall be president, and the president of the council shall be secretary of the commission. The commission shall hold meetings on the first business day of each month, and whenever called to meet by the president for a special purpose, at the council chamber of the city, and shall keep a record of its proceedings; and file all official papers received by it, which record and papers shall be open to public inspection; and a transcript of any entry in such record, or a copy of any such paper, duly certified as such by the president and secretary, shall be received as evidence in any of the courts in this state.

Meetings.

Records.

Advertizing for proposals from banks to act as depositaries.

SECTION 3. That upon the taking effect of this act, and thereafter biennially, such commission shall publish, in two newspapers printed and of general circulation in the city and district, for two consecutive weeks, a notice which shall invite

sealed proposals from all banks coming within the provisions of section one, which proposals shall stipulate the rate of interest and it shall not be less than two per centum they will pay respectively for the use of the money aforesaid; and such proposal shall contain the names of the sureties who will be offered upon the undertakings of the bank filing the same in case its proposal be accepted.

Opening of proposals; award; rejection, re-advertising.

SECTION 4. On the Monday following the last publication of such notice, at the hour of twelve o'clock, noon, the commission shall, in open session, open such sealed proposals, and shall award the use of such money to the bank offering the highest rate of interest therefor; but if two or more banks offer the same highest rate of interest therefor, the use of the money may be awarded to either of them, or the commission may reject all proposals and advertise for others in the manner aforesaid; or if the commission have reason to believe there is collusion between the banks as to the rate of interest to be paid for the funds thus advertised to be placed in a city depositary, or if there be no bids, the commission may advertise from time to time until satisfactory bids are received.

Undertaking required of depositary.

SECTION 5. No such award shall be binding until there is executed by the bank and accepted by the commission, a good and sufficient undertaking, payable to the city, in a sum not less than three hundred thousand dollars, to be recovered in the name of the depositary commission, for the use of the city. Such undertaking shall be signed by six resident freeholders of the city as sureties, who are not stockholders in the bank, to the satisfaction of the commission, and conditioned for the receipt, safe-keeping and payment over, as provided herein, of all money which may come into the custody of the bank under and by virtue of this act, and under and by virtue of its proposal and the award of the commission, together with the interest thereon at the rate specified in the proposal; and it shall be further conditioned for the faithful performance by the bank of all the duties imposed by this act upon the depositary of such money.

Same to be approved by the city solicitor.

SECTION 6. The undertaking provided for above shall not be accepted by the commission until it has been submitted to the city solicitor and certified by him to be in due and legal form, and conformable to the provisions of this act, which certificate shall be indorsed on the undertaking by the city solicitor and if the bank to which an award is made as aforesaid fails to execute the undertaking required hereby, to the acceptance of the commission, within three days after the award is made, the commission may award the use of the money to any other bank the written proposal of which offers the same rate of interest therefor as is designated in the proposal of such defaulting bank; but if the proposal of no other bank offers the same rate of interest as aforesaid, the commission may award the use of the money to any bank the written proposal of which offers the next highest rate of interest therefor; but not a less rate than is provided for in sec. 3, of this act, or the commission may, in case of default as afore-

said, reject any or all bids, and advertise for others in the manner aforesaid; and in case of an award after such default the bank to which the award is made shall execute an undertaking as aforesaid, to the acceptance of the commission.

When bank becomes such depositary.

SECTION 7. The bank to which an award is made shall, upon the acceptance of such undertaking by the commission, become the depositary of the money aforesaid until the undertaking of its successor is accepted by the commission; but the commission may require additional security from the bank, at any time it deems the same necessary, in such sum as it shall designate; and if the bank refuse or neglect, for the period of five days thereafter, to give such additional security, the removal of the money therefrom forthwith may be ordered by the commission, and another bank designated to be the depositary thereof temporarily, at such rate of interest, or without interest, as the commission may determine. The order for such removal, or for any removal under the provisions of this act, shall be entered in the record of proceedings of the commission; and a copy thereof, duly certified as such by the president and secretary of the commission, shall be transmitted to the city council, and a like copy to the board of education of the school district, and thereupon the city clerk shall issue his warrant for the withdrawal of the money of the city from the depositary, and thereupon the city treasurer, as such, and as treasurer of the school funds, shall issue checks accordingly for the removal. If the money, in case of such removal, be deposited in a bank designated as a depositary temporarily, such bank shall, before the receipt by it of any of the money, enter into an undertaking as required by preceding sections; but if no bank be so designated the money shall be disposed of as provided in section nine.

Hypothecation of bonds in lieu of undertaking.

SECTION 8. The commissioners may, in lieu of the undertaking provided for by preceding sections, accept as security, for money deposited as aforesaid, interest-bearing bonds of the city or school district, or of the county within which the depositary is located, or United States bonds, the face value of which shall not be less than the sum specified in section five as the amount to be named in the undertaking in lieu of which such bonds are accepted; or the commission may accept such bonds in lieu of such undertaking in full and of the other in part; and in case of such acceptance as partial security the commission shall require an undertaking for the remainder of the full amount of the security specified in said section to be named in the undertaking, and in the undertaking so required such acceptance of bonds as partial security, and the extent thereof, shall be set forth. The hypothecation of such bonds shall be by endorsement of the fact and purpose on the back of each, which indorsement shall stipulate that the bond shall be the property of the city or of the school district, as the case requires, in the event of any default on the part of the bank in its capacity as depositary as aforesaid, and that its negotiation or release by the commission shall require the signature of each member thereof. The commission shall make ample provision for the safe-

keeping of such bond or hypothecated bonds; and the interest thereon, when paid, shall be turned over to the bank so long as it is not in default as aforesaid.

Funds to remain in county treasury if depositary cannot be secured.

SECTION 9. If at any time, for any cause, the commission be unable to secure a depositary as provided by preceding sections, the money shall remain in the custody of the treasurer aforesaid, if in his custody at the time, and if in a depositary, and its removal be ordered, it shall be transferred to such treasurer, in the manner provided in section seven for removals, and in either case such treasurer shall be custodian as aforesaid until such time as a depositary is secured in accordance with the provisions of this act; and while he remains such custodian the money shall be paid out by him on warrants of the city clerk, which in such case shall not be in duplicate; but he shall keep such books, and make such statements of receipts and payments, as city treasurer, as are required by this act when the money is in the custody of a depositary, except that such books and statements shall show that the money is in his custody instead of being in the custody of a depositary.

Officers and agents required to deposit city funds with treasurer.

SECTION 10. It shall be the duty of every board, officer, agent, [and] employe of each city within the provision of this act, having money in their hands belonging to the city, to deposit such money with the city treasurer upon the taking effect of this act; and thereafter such boards, officers, agents, and employes as receive money on account of the city shall deposit with the treasurer daily all money so received by them and no person or employe of the city shall pay out any public money for any purpose except such as is paid out by the city treasurer under the provisions of this act.

Deposits by treasurer in depositary.

SECTION 11. The treasurer aforesaid shall, upon the receipt of a written notice, signed by the president and secretary of the commission, stating that a depositary has been selected in pursuance of the provisions of this act, and naming the bank selected, deposit in such depositary all the money in his custody belonging to the city and to the school district respectively, and thereafter he shall, at the close of each business day, deposit therein his total receipts for the day, which time or hour of the day may be designated by the commission and made a matter of record, and the same shall be observed by the treasurer as the hour for the closing of each day's business. All money so deposited shall bear interest at the rate specified in the proposal of the bank selected as depositary, to be computed on daily balances; and on the first day of March and the first day of September each year, and at any time the accounts are closed, the depositary shall place such interest on the money of the city to the credit of the city, and the treasurer shall, in writing notify the city clerk of the amount so credited to the city, which shall be credited by the clerk to its several funds including the school fund in proportion to the total amount of each deposited.

Disbursements from depositary.

SECTION 12. The depositary shall, in writing, notify the city clerk before noon of each business day of the amount of deposits to the credit of the city, made by the city treasurer

the preceding business day; and the depositary shall pay out money deposited under the provisions of this act only on the checks of the city treasurer, and no such check shall be valid or payable unless it have partly printed and partly written, on the same paper therewith, a duplicate of the warrant of the city clerk, authorizing the payment of the sum specified in the check. All such warrants and orders shall be drawn and signed in duplicate, one of which shall have printed upon its face the word "original," and shall be filed and kept in the office of the treasurer to whom it is issued, and the other shall have printed upon its face the word "duplicate," and shall be and remain unsevered from the check of such treasurer.

Daily statements by treasurer.

SECTION 13. Before noon of each business day the city treasurer shall make to the city clerk a sworn statement, showing for the preceding business day the total amount of money received by him, the total amount deposited in the depositary, the total amount of checks issued on the depositary, and the balance in the depositary, and he shall keep such books as shall enable him to make such statements. All money paid to the city treasurer except the collection of taxes placed upon the duplicate by the county auditor, shall be paid upon the order or draft of the city clerk, and receipts given therefor shall be in duplicate, one of which shall have printed upon its face the word "original," and the other the word "duplicate." The duplicates of receipts for money belonging to the city shall be filed with the city clerk, and each duplicate shall be so filed on the day of its date; and each receipt and duplicate shall state the amount received, from whom received, and to what fund or funds the same is to be applied.

Pay-roll of police, fire and street department.

SECTION 14. The monthly pay-rolls of the police, fire, and street departments of the city, and the monthly pay-rolls of the board of education of the school district, shall be paid in cash; and to provide money for such payments the city clerk, upon the receipt of an order and a pay-roll specifying the amount and to whom such payments are due, from the clerk of the board of education, countersigned by the president of the board, shall issue an order upon the treasurer for an amount equal to such pay-roll, which order and pay-roll shall be by the clerk of the city, delivered to the treasurer, who shall draw his check upon the city depositary, if the money of the city is in a depositary, and if in the city treasury, in either case he shall pay the persons to whom such several amounts are due, taking their receipts therefor upon such pay-roll. And for the pay-rolls of the city departments specified in this section, the clerk of the city shall, after approval by ordinance by the city council, issue his order upon the treasurer, and with delivery of such order to the treasurer, shall be a complete pay-roll of each of the aforesaid departments, specifying the person to whom and the amount to be paid, and the treasurer, upon the receipt of the order and pay-roll, shall draw his check upon the city depositary, if the money of the city is in a depositary, and if in the city treasury he shall, in either case, pay said several amounts, taking the receipt of the person to whom such payments are due upon the pay-roll

furnished the treasurer by the city clerk; but all other payments made by the city shall be by separate orders, and shall be drawn in favor of the person to whom the amounts specified therein respectively are due, or in favor of their assigns. And each and every order drawn by the city clerk shall be in duplicate, the original being delivered to the party to whom the payment is made, and the duplicate, a stub from which the original has been detached, kept in a book provided by the city for such original [and duplicate] orders, and on file in the office of the city clerk.

Accounts city clerk.

SECTION 15. The city clerk shall keep in his office books in which shall be entered the receipts of the city treasurer's office daily to the credit of the city, as shown by the duplicate receipts returned to him by the treasurer, the amount of deposits by the treasurer daily with the depositary to the credit of the city, as shown by the statements of the depositary, the daily aggregate amount of all warrants issued by him, and the balance at the close of each business day to the credit of the city in the hands of the depositary. And upon receipt by the city clerk of the sworn statement provided for by section thirteen he shall certify thereon to the correctness of the same, if, upon comparison with his books he find the same to be correct, and shall file such statement in his office. If any such sworn statement be found incorrect he shall forthwith give notice of such fact to the treasurer, and unless the discrepancy be discovered and corrected immediately he shall forthwith notify the depositary commission thereof.

Monthly statement by city clerk.

SECTION 16. The city clerk shall keep in his office books which shall show the balance daily to the credit of each fund of the city department and school district, and shall issue no order payable from any such fund unless there is money belonging thereto for the payment of the order in full; and on the first business day of each month he shall prepare, and submit to the depositary commission, a sworn statement for the preceding month showing the total amount of money received into and paid out of each fund respectively, the balance to the credit of each, and also the total balance of money to the credit of the city and the school district respectively in the custody of the depositary, which statements shall be placed on file by the commission. and a copy of the statement made by the city clerk, duly certified as such by the commission, shall be transmitted to the board of councilmen of the city, and a like copy of the statement shall be transmitted to the board of education of the school district, and each shall be read in open session at the next meeting of the board to which it is transmitted. On the day aforesaid some officer of the bank acting as the city depositary shall file with the depositary commission all checks of the city treasurer paid and redeemed by the bank during the previous month, and the commission shall compare such checks with the recordsof the city clerk's office and if they be found to correspond the commission shall give the bank a receipt for the same and they shall forthwith cancel and file such checks in the office of the clerk.

SECTION 17. Upon the passage by the common council

When clerk to issue warrants.

of any city contemplated by this act of the aforesaid ordinance, duly approved, providing for the payment of obligations of the city, the city clerk shall issue his warrants, subject to the provisions of sections fourteen and sixteen for the payment of such obligations respectively.

Liability of treasurer.

SECTION 18. Nothing in this act shall be held or considered as in any manner changing or affecting the liability of the treasurer of the city; provided, such treasurers shall not be held liable for the loss of any money deposited as aforesaid while it is in the custody of the depositary.

Treasurer school funds.

SECTION 19. In each city within the provisions of this act the city treasurer shall also be the treasurer of the school funds of the city.

Provision.

SECTION 20. Any provision of the statues of this state in force when this act takes effect, which conflicts with any provision of this act, shall be held to be superseded by the latter, as to the matter of inconsistency, and not otherwise as to cities and school districts aforesaid.

Penalty for violation of this act.

SECTION 21. An officer, agent, or employe of any city contemplated by this act, or of any officer of the board of education of any such school district, who willfully violates any provision of this act or willfully neglects or refuses to perform any duty imposed upon him by this act, shall, upon conviction thereof, be fined in any sum not exceeding ten thousand dollars, for the use of the city, if he be an officer, agent, or employe of the city, and for the use of the school district if he be an officer, agent, or employe of the board of education thereof, or be imprisoned in the penitentiary not more than ten years nor less than one year or both, at the discretion of the court.

SECTION 22. This act shall take effect on the first day of September, one thousand eight hundred and eighty-nine.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 12, 1889.

[Senate Bill No. 130.]

AN ACT

To amend section 4163 of the Revised Statutes of Ohio, as amended March 19, 1887 (84 vol., 133, 134).

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 4163 of the Revised Statutes of Ohio, as amended March 19, 1887 (84 vol., 133, 134), be amended so as to read as follows:

Distribution of personal estate.

Sec. 4163. When a person dies intestate and leaves any personal property, such personal property shall be distributed in the manner prescribed in section forty-one hundred and fifty-nine, as to real property which came not by descent, devise or deed of gift from any ancestor; saving, however, such right as any widow or widower may have to any portion of such personal property; provided, that any fund in the hands of any administrator, guardian, assignee or other trustee, which has arisen from the sale of real estate, after the death of the intestate, which come to such intestate by descent, devise or deed of gift from an ancestor, shall descend according to the course of descent prescribed by section forty-one hundred and fifty-eight for ancestral real estate. If there be no person living to inherit the same, by the provisions of this chapter, such personal property shall pass to and be vested in the state, and the prosecuting attorney of the county in which letters of administration are granted upon such estate, shall collect the same and pay it over to the treasurer of such county, to be applied exclusively to the support of the common schools of the county in which the estate is so collected, in such manner as may be prescribed by law.

SECTION 2. Said section 4163 of the Revised Statutes of Ohio, as amended and passed March 19, 1887 (84 vol., 133, 134), be and the same is hereby repealed.

SECTION 3. This act shall take effect from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 14, 1889.

[Senate Bill No. 340.]

AN ACT

To amend section 3835*a* and section 3835*b* of the Revised Statutes of Ohio, passed May 8, 1886 (83 vol., 116), relating to the management of building associations.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 3835*a* and section 3835*b* of the Revised Statutes of Ohio be amended so as to read as follows:

Application of earnings.

Sec. 3835*a*. So much of the earnings as may be necessary shall be set apart to defray the current expenses of the corporation, and a portion of the earnings to be determined by the board of directors, shall be reserved annually or semi-annually, for the payment of contingent losses, and the residue of such earnings shall be transferred as a dividend annually, or semi-annually, in such proportion to the credit of all members, as the corporation, by its constitution and by-laws

may provide, to be paid to them at such time and in such manner in conformity with this act, as the corporation by its constitution and by-laws may provide; also in case of a loss, all losses shall be assessed in the same proportion and manner on all members after the amount in the reserve fund has been applied to the payment of such loss, and upon the cancellation of any share or shares that have been fully paid, the corporation shall pay to such member or members, their pro rata share of so much of the reserve fund as has been accumulated during the membership and remains therein at the time of the termination of the membership of such member or members.

Constitution and by-laws.

Sec. 3835*b*. Such corporation shall be authorized to provide in their constitution and by-laws, rules and regulations, for the terms of membership, for the manner of subscribing shares of stock therein, for a rebate of interest at the end of each year on the amount of dues paid on loans upon such terms and conditions as the corporation in its constitution and by-laws may provide, for the sale of money, for the time and amount of payment of dues, interest, premiums, fines and other assessments, for the withdrawal of non-borrowing members, and also for the withdrawal by non-borrowing members of part payments on their shares of stock, for the cancellation of the securities of borrowing members upon demand being made by them or their legal representatives. All shares canceled, new shares may be issued in lieu thereof.

SECTION 2. That original sections 3835*a* and 3835*b*, as enacted May 8, 1886 (83 vol., 116), be and the same are hereby repealed.

SECTION 3. This act shall be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 14, 1889.

[Senate Bill No. 341.]

AN ACT

To amend section 3 of an act passed April 11, 1888 (85 vol, 183), to regulate the payments of dividends by the directors of corporations, and supplementary to chapter 1, title 2, part 2, of the Revised Statutes of Ohio, "Relative to dividends declared by corporations."

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 3 of an act passed April 11, 1888 (85 vol., 183), to regulate the payment of dividends by the directors of corporations, and supplementary to chapter 1, title 2, part 2, of the Revised Statutes, be amended as follows:

Rules for ascertaining surplus profits.

Sec. 3. All losses sustained by the corporation, and in the computation of such losses, all debts owing to the corporation

shall be included which shall have remained due without prosecution, and no interest having been paid thereon for more than one year, or on which judgment shall have been recovered, and shall have remained for more than two years unsatisfied, and on which no interest shall have been paid during that period; and no such corporation shall advertise a larger amount of capital stock than has actually been subscribed and paid in; also shall not advertise a greater dividend than what has been actually earned and credited or paid to its stockholders or members.

SECTION 2. That original section 3 of an act entitled an act, passed April 11, 1888 (85 vol., 183), to regulate the payments of dividends by directors of corporations, is hereby repealed.

SECTION 3. This act shall be in force on and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 14, 1889.

[Senate Bill No. 373.]

AN ACT

To amend an act passed April 12, 1880, and entitled "an act supplementary to an act entitled 'an act to revise and consolidate the General Statutes of Ohio,' passed June 20, 1879, and to amend section 3630 of said act" (77 vol. O. L., p. 178).

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That section eight (8) of the above recited act be and the same hereby is amended to read as follows:

Certain associations exempted from provisions of this act.

Sec. 8. This act shall not apply to any association of religious or secret societies, or to any class of mechanics, express, telegraph or railroad employes, formed for the mutual benefit of the members thereof, and their families exclusively; provided, that any such association or class which may desire to become subject to the provisions of sections 3630*a*, 3630*c* and 3630*d*, of the Revised Statutes of Ohio, may file with the state superintendent of insurance, notice in writing of such desire, signed by the president of said association or class, and attested by the secretary thereof; and thereupon said association or class shall become subject to all the terms and provisions of said sections 3630*a*, 3630*c* and 3630*d*, of said Revised Statutes. The superintendent of insurance shall thereupon immediately provide such association or class with the proper blanks for furnishing the statement of the condition of such association or class, as provided in said section 3630*a*, and such association or class shall make such report within sixty days there-

after, and thenceforward annually, as in the case of other insurance companies, which report shall be included by said superintendent of insurance in his annual tabulated report, in the same manner as the reports of other companies and subject to the fees prescribed in section 282 of the Revised Statutes of Ohio; provided, further, that the treasurer of any association or class which shall avail itself of the benefits of this enactment, shall be required to give a bond in the same manner as is provided in section 3631 Revised Statutes of Ohio; said bond to be conditioned, approved, and renewed, as provided in said section.

SECTION 2. That the original section eight (8) of the previously recited act, to which this act is amendatory, be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 14, 1889.

[Senate Bill No. 390.]

AN ACT

To enable councils of incorporated villages in counties containing a city of the second grade of the first class to adopt regulations requiring any person or corporation desirous of erecting, repairing, changing or altering any building, [buildings] or structures within the limits of such villages to obtain a building permit.

Authorizing councils of certain villages to grant building permits.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the council of any incorporated village in any county containing a city of the second grade of the first class, may adopt regulations requiring that when any person, persons or corporation shall be desirous of erecting, repairing, changing or altering any building, buildings or structures within the limits of any such village, he or they shall make application to the clerk of said incorporated village for a permit for that purpose, and shall furnish said clerk with a written statement of the land or lot, and the name of the street upon which it is proposed to make the improvement, name of the owner, number of ward, and the estimated cost of improvement. Said clerk shall issue the permit required by this act when the written statement required has been furnished, and may charge therefor such sum, not exceeding three dollars, as may be fixed by the council.

Record to be kept.

SECTION 2. It shall be the duty of said clerk to keep a record of all permits issued, which shall be regularly num-

bered in the order of their issue, and also a record of the statement upon which the permits are issued, and shall report the same annually, upon the second Monday of April, to the county auditor.

Statement upon which permits issued to be furnished to assessors.

SECTION 3. It shall be the duty of the county auditor, upon receipt of a copy of said statement, upon the second Monday of April, annually, to furnish each of the assessors in such village with a copy of the statement upon which permits have been issued for the year preceding, within the ward or wards such assessor is to assess; for the purpose of assessing such building or buildings for taxation.

Penalty for violation.

SECTION 4. Any person who shall violate any of the provisions of any ordinance of such villages passed in pursuance of this act, shall be subject to a fine of not less than ten dollars nor more than one hundred dollars for each and every offense; provided, that nothing in this act shall be so construed as to in any manner interfere with the authority of the council to control and regulate the construction and repair of buildings.

SECTION 5. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 14, 1889.

[Senate Bill No. 418.]

AN ACT

To amend section 1517 of the Revised Statutes of Ohio, relating to assessors.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 1517 of the Revised Statutes be amended so as to read as follows:

Bond.

Sec. 1517. Before entering upon the discharge of his duties the assessor shall give bond, with two or more freehold sureties, approved by the trustees, in such sum as they determine, but not less than one thousand dollars, payable to the state, and conditioned for the faithful and impartial discharge of his duties according to law; which bond, with his oath of office endorsed thereon, shall be deposited with the township clerk and duly recorded by him as in other cases, and a certified copy thereof shall have the same force and effect; but in case of appointment of an assessor by the county auditor the amount of his bond, not less than one thousand dollars, may

be fixed, and the sureties therein approved by the auditor or by the trustees.

SECTION 2. That section 1517 of the Revised Statutes be and is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 14, 1889.

[House Bill No. 349.]

AN ACT

Te quiet title to unpatented lands in the Virginia military district of Ohio.

WHEREAS, The United States, by an act of congress, dated February 18, 1871, ceded the unsurveyed lands in said district to the state of Ohio; and

WHEREAS, The general assembly of Ohio, by act of March 26, 1872, ceded said lands to the Ohio state university; and

Preamble.

WHEREAS, It was supposed at the time of the passage of said act of cession, that the legal title passed only to such lands as had not been surveyed, but it is now understood, and courts have been holding in many actions brought by said university to reclaim defective surveys, that the legal title to all unpatented lands in said district where the survey was not returned to the general land office, Washington D. C., before January 1, 1852, is now in said university; therefore,

Trustees of Ohio State University authorized to make certain deeds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That as soon as the board of trustees of the Ohio state university accepts the provisions hereinafter made, it is hereby authorized and required to execute and deliver upon demand, a deed of conveyance to the parties in possession under claim of title of any unpatented survey or part thereof, in said Virginia military district; provided, however, that all applicants for such deed must furnish said trustees with a certified copy of the deed under which they claim, and if required, a certified copy of the unpatented survey in which their lands are situate, as the necessary evidence to satisfy the board that the same has never been patented, but has been occupied and improved by the said parties in possession or those under whom they claim title, for more than twenty-one years. Provided, also, that each applicant shall pay the board

of trustees the sum of two dollars, as the cost of preparing and executing such deed.

Duty of auditor of state.

SECTION 2. The auditor of state shall add the sum of one dollar per acre, reckoned by the number of acres of land in each actual survey for all conveyances so made to that part of the irreducible debt of the state, which forms the endowment of said Ohio state university; provided, that in cases where suit has been brought for the recovery of said lands, persons demanding deeds of release, shall pay all court costs of such suits.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 14, 1889.

[House Bill No. 432.]

AN ACT

To amend sections 1393 and 1442, and to amend and supplement section 2932 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That sections one thousand three hundred and ninety-three, one thousand four hundred and forty-two, and two thousand nine hundred and thirty-two, as heretofore amended, be amended and supplemented so as to read as follows:

When judges and clerks of election chosen.

Sec. 1393. Whenever, under and by virtue of proceedings had under section thirteen hundred and eighty-nine (1389) of the Revised Statutes of Ohio, a separate precinct is set off, the territory of which is entirely included within the boundaries of an incorporated village, the two members of the council of said village, elected at the preceding spring election, having the highest number of votes of those elected, and the elector, who was a member of a political party to which one or both of such councilmen did not belong, who received the highest number of votes for councilman of those voted for, not elected at the preceding spring election, shall be the judges, and the clerk of said incorporated village, and an assistant, not of the same political party as the clerk, to be chosen *viva voce* from the qualified electors of those present, shall be the clerks of such separate election precinct; but if two or more of the councilmen elected receive the same number of votes, or if two or more of those not elected receive the same number of votes, the clerk of such incorporated

village shall publicly determine, by lot, which shall be judges of election. Judges so chosen shall serve as such for one year, and until their successors are chosen and qualified, and the clerk shall issue to them a certificate of election, as in other cases. In case any of such judges or clerks fail to appear at the place to be provided and designated by the council of said village by resolution at the time provided by law for the opening of the polls at such special election precinct, the place or places of such judge or judges, clerk or clerks shall be supplied *viva voce* from the number of those present having the qualifications of electors at such election. The clerks and judges of such separate election precinct shall be governed, in all respects, by the laws now in force for the holding of elections.

When, where and how election held.

Sec. 1442. On the first Monday of April, annually, the electors of each township shall assemble at such place as is appointed by the trustees thereof (or by the advertisement of the commissioners, in case of a newly set off township), for the purpose of electing their township officers; and the electors, when so assembled to the number of ten or more, either at the annual or any special township election or meeting, between the hours of six and ten before noon, shall proceed to choose, *viva voce*, three persons having the qualifications of electors, judges of the election, and two persons having like qualifications, to serve as clerks; but in townships for which township officers have been chosen for the preceding year, the trustees shall serve as judges, and the clerk and such other person as the judges appoint, shall serve as clerks of election then to be held, and if either of the trustees or clerk fails to attend, the place of such trustee or clerk shall be filled by the electors, *viva voce*, as aforssaid; provided, that, if the trustees of any township belong to the same political party, then the person not a member of the same political party as the trustees, having received the next highest vote for the office of trustee at the next preceding township election shall act as judge in the place of the trustee last elected for the term of three years; and provided, further, that the clerk selected as herein provided shall not be a member of the same political party as the township clerk.

Judges of election for township precincts, how constituted and chosen.

Sec. 2932. Judges of elections for each township precinct shall be constituted and chosen as follows:

First. In every township in which the trustees are not all members of the same political party, the trustees shall be the judges.

Second. In every other township except townships divided into election precincts, the two trustees whose term of office expires in one and two years respectively, and the person not a member of the same political party as these trustees, having received the next highest vote for the office of trustee at the preceding township election shall act as judges.

Third. If two or more persons not members of the same political party as the trustees received the same number of votes at the preceding township election for trustee, the town-

ship clerk shall publicly determine by lot which of such persons shall act as judges.

Fourth. In every township containing more than one election precinct each trustee shall act as judge in the precinct in which he resides, unless they all reside in the same precinct, when the two only can so act therein, and the other trustee shall act as judge in any other precinct; and additional judges, so that there shall be three judges at each precinct, shall be chosen, as provided in section 2935; and the clerk of every township shall make and preserve a record of the names of all persons chosen judges of election in such township, and the date when chosen.

Fifth. If, at the preceding township election, no person was voted for who was a member of a different political party as the township trustees, or if such person or persons voted for at the preceding township election have since died or ceased to be a resident of such township, then the electors present shall choose *viva voce* a suitable person having the qualifications of an elector, and who does not belong to the same political party as the trustees, and from that political party casting the next highest vote in the township to the dominant party therein, to act as judge.

Clerks.

Sec. 2932 (*a*). In all public elections in townships not divided into election precincts there shall be two clerks, having the qualifications of electors therein, one of whom shall be the township clerk and the other shall be chosen as provided in section two thousand nine hundred and thirty-five, and he shall not be a member of the same political party as the township clerk. And in townships divided into election precincts there shall be two clerks in each precinct. The township clerk shall act as one of the clerks in the precinct in which he resides, and the other clerks shall be chosen as provided in section two thousand nine hundred and thirty-five; provided, that only one of the clerks so chosen in each precinct shall belong to the same political party as the township clerk, and in all cases the political party casting the next highest vote at the preceding township election to the dominant party in that township shall be represented.

SECTION 2. That sections 1393, 1442 and 2932, as heretofore amended, are hereby repealed; and this act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 14, 1889.

[House Bill No. 525.]

AN ACT

To define pure wines, wines, compounded wines and adulterated wines, and to regulate the manufacture and sale of compounded wines, and to prohibit the manufacture or sale of adulterated wines within the state of Ohio.

Adulterated wine.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That all liquors denominated as wine containing alcohol, "except such as shall be produced by the natural fermentation of pure, undried grape-juice," or compounded with distilled spirits, or by both methods, whether denominated as wine, or by any other name whatsoever, in the nature of articles for use as beverages, or for compounding with other liquors intended for such use, and all compounds of the same with pure wine, and all preserved fruit-juices compounded with substances not produced from undried fruit, in character of, or intended for use as beverages, and all wines (including all grades and kinds) which contain, or in the production or manufacture of which, any glucose, or uncrystalized grape or starch sugar, or cider, or pomace of grapes out of which the juice has been pressed or extracted, known as grape cheese, has been used, and all wines, imitation of wines or other beverages produced from fruit into which carbonic acid gas has been artificially injected, or which shall contain any alum, baryta, salts, caustic lime, carbonate of soda, carbonate of potash, carbonic acid, salts of lead, salicylic acid or any other antiseptic, coloring matter (other than produced from undried fruit, or pure sugar), essence of ether or any foreign substance whatsoever, which is injurious to health, shall be denominated as adulterated wine, and any person or persons who shall manufacture, or cause the same to be done, with intent to sell, or shall sell or offer to sell, any of such wine or beverage, shall be guilty of a misdemeonor, and shall be punished by a fine of not less than two hundred dollars, or more than one thousand dollars, or be imprisoned in the county jail for a term of not less than thirty days or more than six months, or by both such fine and imprisonment, in the discretion of the court, and shall be liable to a penalty of one dollar for each gallon thereof sold, offered for sale, or manufactured with intent to sell, and such wine or beverage shall be deemed a public nuisance and forfeited to the state, and shall be summarily seized and destroyed by any health officer, marshal, constable or sheriff, within whose jurisdiction the same shall be found, and the reasonable expense of such seizure and destruction, not exceeding the amount paid for similar services, shall be a county charge, and paid out of the county treasury in the same manner as costs in criminal cases, where the state fails to convict, are now allowed and paid out of such treasury.

Penalty for manufacturing or selling.

Defining "pure wine."

SECTION 2. For the purpose of this act the words "pure wine" shall be understood to mean the fermented juice of the undried grapes, without the addition thereto of water, sugar,

or any foreign substance whatever; and all such wines shall be known as "pure wine" and may be stamped, branded, labeled, designated and sold as "pure wine," and the name and kind of wine, and that of the locality where such wine is made, and of the manufacturer, may also be added; and it shall be unlawful to affix any stamp, brand or label containing the words "pure wine" (either alone or with other words) on any vessel, package, bottle or other receptacle containing any substance other than pure wine as in this section defined, or to prepare, or use on any vessel, package, bottle, or other receptacle containing any liquid, any imitation or counterfeit of such stamp, label or brand, or any stamp, label or brand of such form and appearance as to be calculated to mislead or deceive any person, or cause to be supposed that the contents thereof be pure wine, or to use any vessel, package, bottle or other receptacle, having such stamp, brand or label affixed thereon, except for pure wine as in this section defined; and if the name of the manufacturer is added, then only of such manufacturer's make, providing the same is pure wine.

"Wine"

SECTION 3. For the further purpose of this act the word "wine" shall be understood to mean the fermented juice of undried grapes; provided, however, that the addition of pure white or crystalized sugar to perfect the wine, or the using of the necessary things to clarify and refine the wine which are not injurious to health, shall not be construed as adulterations, but such wines shall contain at least seventy-five per cent. of pure grape-juice, and shall not contain any artificial flavoring whatever; and all such "wine" shall be known as "wine," and may be stamped, branded, labeled and sold as "wine," in the same manner as is provided in section two of this act in case of pure wine, except the words in this case shall be "wine" without the prefix "pure," and all the provisions of said section two, as far as applicable, shall govern the manufacture and sale of "wine" as in this section defined.

"Compounded wine."

SECTION 4. For the further purpose of this act, should any person or persons manufacture or cause the same to be done, with intent to sell or offer to sell, any wine which contains less than seventy-five per cent. of pure, undried grape-juice, and is otherwise pure, such wine shall be known as compounded wine and shall be branded, marked, labeled and sold as compounded wine or sweet wine, and upon each and every package, barrel or other receptacle of such wine, which shall contain more than three gallons, there shall be stamped upon both ends of such package, barrel or other receptacle, in black printed letters at least one inch high and of proper proportion, the words compounded wine or sweet wine, and upon all packages or other receptacle which shall contain more than one quart and up to three gallons, there shall be stamped upon each of said packages or receptacles in plain, printed black letters, at least one-half inch high, and of proper proportion, the words compounded wine or sweet wine, and upon all packages, bottles or other receptacle of one quart or less, there

shall be placed a label securely pasted thereon, on which label the words "compounded wine" or "sweet wine" shall be plainly printed in black letters at least one-fourth of an inch high and of proper proportion. Should any number of such packages or other receptacle be enclosed in a larger package, as a box, barrel, case or basket, such outside package shall also receive the stamp, "compounded wine" or "sweet wine," the letters to be the size according to the amount of such wine contained in such outside packages.

Penalty for violating this act.

SECTION 5. Any person or persons who shall sell or offer for sale, or manufacture or cause the same to be done, with intent to sell any wine stamped or labeled, or branded, or designated in any manner as "pure wine," either by including the word "pure" with "wine" alone or in connection with other words, which is not "pure wine" as is in section two of this act defined, or any wine stamped, or labeled or branded, or in any manner designated as "wine," but which is not wine as in section three of this act defined, or shall violate any provision of said sections two and three of this act, or shall sell or offer for sale, or manufacture, or cause the same to be done, with intent to sell any wine of the kind and character as described in the fourth section of this act, which shall not be stamped, marked, or labeled after the manner and mode therein prescribed, or which is falsely stamped, or marked, or labeled, such person or persons shall be guilty of a misdemeanor, and shall be punished by a fine of not less than one hundred dollars or more than one thousand dollars for each and every offense, or by imprisonment in the county jail not less than thirty days, or more than six months, or both fine and imprisonment, in the discretion of the court, and in addition thereto shall be liable to a penalty of one-half dollar for each gallon thereof sold, offered for sale, or manufactured with intent to sell or offer for sale. All penalties imposed by this act, may be recovered with costs of action by any person in his own name, before any justice of the peace in the county where the offense was committed, where the amount does not exceed the jurisdiction of such justice; and such penalties may be recovered in the like manner in any court of record in the state, but on the recovery by the plaintiff in such case for a sum less than fifty dollars, the plaintiff shall only be entitled to costs to amount equal to the amount of such recovery. It shall be the duty of the prosecuting attorney of the respective counties of this state, and they are hereby required to prosecute or commence action in the name of the state of Ohio, for the recovery of the penalties allowed herein, upon receiving proper information therof, and in actions brought by such prosecuting attorney, one-half of the penalty recovered shall belong to and be paid over to the person or persons giving the information upon which the action is brought, and the other one-half shall be paid to the treasurer of the county in which said action is brought, within thirty days from the time of its collection, and such money shall be placed to the credit of the poor fund of the town, city or township in which the cause of action arose, after paying therefrom a reasonable attorney fee to the prosecuting attorney

Duty of prosecuting attorney.

prosecuting such suit, to be fixed and allowed by the court trying such cause. All judgments recovered in pursuance of the provisions of this act, with interest thereon, may be collected and enforced by the same means and in the same manner as judgments in other cases. Two or more penalties may be included in the same action.

Exceptions.

SECTION 6. The provisions of this act shall not apply to medicated wines, such as are put up and sold for medicinal purposes only; nor to currant wine or other wines made from fruits, other than grapes, which are plainly labeled, or branded, or designated and sold, or offered for sale under names including the word wine, but also expressing distinctly the fruit from which they are made, as "gooseberry wine," "elderberry wine," or the like.

SECTION 7. This act shall take effect and be in force from and after September first, next following its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 14, 1889.

[House Bill No. 693.]

AN ACT

For the relief of Delia S. Kelsey, mother of Fred. L. Reeves, late of Co. H, 16th Regiment, O. N. G.

Making appropriation for relief Delia S. Kelsey.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the auditor of the state of Ohio, be and he is hereby authorized and required to issue his warrant on the state treasury to pay to Delia S. Kelsey, of Toledo, Lucas county, Ohio, two hundred dollars ($200.00), out of any money in the treasury to the credit of the general revenue fund, not otherwise appropriated; said Delia S. Kelsey being the mother of Fred. L. Reeves, late a private in company H, 16th regiment, Ohio National Guard, and who was accidentally killed while on duty under orders at Cecil, Paulding county, Ohio, April 26, 1887; and said two hundred dollars shall be in full liquidation and payment to said Delia S. Kelsey of all claims by reason of the death of her said son as aforesaid.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 14, 1889.

[House Bill No. 827.]

AN ACT

Making appropriations to pay the principal and interest on the public debt, and interest on the irreducible debt, and expenses of the sinking fund commissioners.

Appropriation to pay funded and irreducible debt and expenses of sinking fund commissioners.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That there be and is hereby appropriated from any money that may be in the treasury, or that may come into the treasury, belonging to the sinking fund, the following sums for the purposes herein named:

For the payment of the principal of the funded debt, due July 1, 1889, two hundred and fifty thousand dollars ($250,000).

For the payment of interest on the funded debt, ninety-one thousand two hundred dollars ($91,200), or so much thereof as may be necessary to pay the interest falling due July 1, 1889, and January 1, 1890.

For the interest on the irreducible debt of the state, which constitutes the school, ministerial indemnity fund, Ohio university and Ohio state university, two hundred and seventy-six thousand three hundred and forty dollars and eighteen cents ($276,340.18), or so much thereof as may be necessary to pay said interest.

For the payment of the expenses of the commissioners of the sinking fund, including salary of clerk, fifteen hundred dollars ($1,500).

For the expenses of the commissioners in paying the loan and interest due July 1, 1889, and January 1, 1890, three hundred dollars ($300).

To pay attorneys' fees in case of State vs. Netter "et al," two thousand dollars ($2,000).

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 14, 1889.

[House Bill No. 870.]

AN ACT

For the better protection of life and property by requiring county commissioners to erect guard rails.

Guard rails on county bridge.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That it shall be the duty of every board of county commissioners in this state to, within two years after the

passage of this act, erect or cause to be erected, and maintained, where the same has not already been done, one or more guard rails on each end of every county bridge, viaduct or culvert, the same being more than five feet high; and also erect or cause to be erected, where the same has not already been done, one or more guard rails on each side of every approach to each and every county bridge, viaduct or culvert, wherever said approach or embankment is more than six feet high, and also within five years after the passage of this act, to protect, by suitable guard rails, all perpendicular wash-banks more than eight feet in height, where the same shall have any immediate connection with a public highway, or is adjacent thereto, in an unprotected condition. Providing that in municipal corporations it shall be done by the municipality.

How paid for.

SECTION 2. Said guard rails shall be erected in a substantial manner, having sufficient strength to serve as a protection to life and property, and shall be paid for out of the county bridge fund in each and every county of this state.

Penalty.

SECTION 3. Each and every failure to comply with the provisions of this act shall render the county liable for all accidents or damages as a result of such failure, which may occur after a period of five years from the passage of this act.

SECTION 4. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 14, 1889.

[House Bill No. 891.]

AN ACT

To authorize landowners to improve their lands within the lines of the highway by ornamentation and the construction of sidewalks.

Sidewalks along highways.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That it shall be lawful for any landowner owning land abutting upon any highway, not within a municipal corporation, to improve the same as follows: When approved by the township trustees, upon a road laid out sixty-six feet wide, to grade a sidewalk eight feet wide within the line of the road, and to grade and grass and plant trees on a strip seven feet wide outside of said sidewalk to the gutter; and upon streets laid out sixty feet in width, such sidewalks may be made seven feet wide, and such parking five feet wide to the gutter, and such improvements shall not be interfered with by supervisors of roads.

SECTION 2. This act shall take effect and be in force on and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 14, 1889.

[House Bill No. 992.]

AN ACT

To authorize cities of the first grade, second class, to issue bonds and borrow money for the purpose of constructing levees.

Councils of certain cities authorized to issue bonds for constructing levee.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the city council in any city of the first grade, second class, be and it is hereby authorized and empowered to issue the bonds of any such city, in amount not to exceed fifty thousand ($50,000) dollars, for the purpose of paying the expense of constructing a levee on the west bank of any river in the west part of any such city. Said bonds shall be issued in such denominations, not exceeding one thousand ($1,000) dollars each, as the said city council may determine, and redeemable in ten years from their date. All of said bonds shall bear such rate of interest, not exceeding four and one-half per cent. per annum, payable annually, or semi-annually, as such council may determine, and said bonds shall in all respects be made and disposed of as provided by law.

Levy of tax.

SECTION 2. The city council of any such city of the first grade, second class, shall levy, annually, on all the property in any such city, a tax sufficient in rate and amount to pay the accruing interest on such bonds, if issued, and to provide a sinking fund to pay said bonds at maturity; and such levy may be additional in rate and amount to the tax authorized by law to be levied for any and all other purposes.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 14, 1889.

[House Bill No. 1115.]

AN ACT

To fix the time of election of common pleas judges in the first subdivision of the ninth judicial district.

Common pleas judges; election of in certain district.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the judges of the court of common pleas heretofore elected and now holding office in the first subdivision of the ninth judicial district of Ohio, composed of the counties of Columbiana, Carroll and Stark, shall serve out the judicial terms for which they were severally elected, and at the general election, which shall be held on the first Tuesday after the first Monday in November next preceding the expiration of their said terms, respectively, and each and every five years thereafter, their successors in office shall be elected by the electors of said sub-district, so that the successor in office of each of said judges shall be elected at the general November election next preceding the expiration of his term.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 14, 1889.

[House Bill No. 1162.]

AN ACT

To authorize cities of the fourth grade of the second class having a population of 6,252 at the last federal census, or any succeeding federal census, to borrow money and issue bonds therefor, for the purpose of procuring territory and right of way, sinking wells for natural gas, purchasing wells and natural gas works, purchasing and laying pipes, and supplying such cities with natural gas, or manufacturing gas out of petroleum for public and private use and consumption.

Authorizing certain cities to issue natural gas bonds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That any city of the fourth grade of the second class in the state of Ohio having a population of 6,252 at the last federal census, or any succeeding federal census, shall be and is hereby authorized to issue its bonds for an amount not exceeding two hundred and fifty thousand dollars, for the purpose of procuring territory, right of way, sinking wells for natural gas, purchasing wells and natural gas-works, purchasing and laying pipes, with all necessary fixtures, attachments, machinery, and for constructing the necessary buildings to supply such city and the citizens thereof and others with natural gas or gas manufactured from petroleum for public and private use and consumption.

Question to be submitted to vote.

SECTION 2. Before such bonds, or any of them shall be issued by any such city, the question of issuing them shall be submitted to a vote of the qualified electors of such city, at any general or special municipal election to be held therein; and at such election separate ballots shall be provided and used by the voters upon said question. The tickets voted shall have written or printed thereon the words, "Authority to issue gas bonds—Yes;" or, "Authority to issue gas bonds—No." If the proposition to issue bonds be approved by a two-thirds vote of those voting upon the proposition, such city shall have authority, and it shall be the duty of the proper officers to issue such bonds for the purpose named, as provided in this act.

Publication.

SECTION 3. The mayor of any such city, before any such municipal election after the passage of this act, shall cause public notice of the submission of said question to be published in all the newspapers published and of general circulation therein, for at least ten days prior to such election, and said election shall be held, proclamation thereof and returns thereof made, in all respects, not otherwise herein provided, as municipal elections are now required by law to be held and returned in such cities.

Bonds; denomination.

SECTION 4. Said bonds when so authorized, shall be issued according to the provisions of an ordinance to be by the common council passed for that purpose, in denominations not less than five hundred dollars and not more than one thousand dollars, payable at such times, not less than ten years, and not exceeding thirty years from the date of the issue thereof, with interest not to exceed six per cent. per annum, payable semi-annually, principal and interest payable at such place as may be by said ordinance provided for, and such bonds shall have attached thereto coupons representing the interest to accrue thereon. Said bonds shall in all cases express upon their face the purpose for which, and the act under which issued, and shall be signed by the mayor and countersigned and registered by the clerk of such municipality, with the seal thereof impressed thereon, and shall be sold according to law and for not less than their face value.

Limitation.

SECTION 5. No more of said bonds in any case shall be issued or sold then is necessary for, and required by the actual and necessary cost and expense of procuring the necessary grounds, sinking such number of wells as may be required for the purposes named, the purchase of wells and natural gas-works, purchasing and laying pipes, and the right of way therefor, and such other necessary attachments, fixtures, machinery and structures, as may be requisite to carry into effect the provisions of this act. And such bonds shall be sold from time to time, as the works progress, and in such amounts as shall be required for the proper progress and completion of such work. All proceeds and moneys arising from such bonds to be used exclusively for, and applied to the payment of the work, labor, material and other expenses necessary for the supply of gas for the purposes aforesaid. But not more than twenty-five thousand dollars of said bonds

Application of proceeds.

shall be issued or sold for the purpose of paying the cost and expenses of procuring the necessary gas territory, and sinking and purchasing such number of wells as may be required for the purposes named; provided, that the common council of any such city may by ordinance authorize the trustees of gas-works to increase such cost and expense to a total amount not in excess of fifty thousand dollars, and may authorize the further issue and sale of such bonds for such purpose to the extent of an additional twenty-five thousand dollars.

Levy of tax.

SECTION 6. All moneys collected or received by the trustees of gas-works of such cities, respectively, from the consumers of such gas, after paying the necessary running expenses thereof, shall be applied to the payment of such bonds and interest. And the council of such municipality is hereby authorized to levy a tax annually, not exceeding three mills on the dollar valuation, on the taxable property within any city, affected by this act, in addition to the tax now by law authorized to be levied therein, in such amount as will each year be sufficient, with the net income of such gas-works, to pay the principal and interest as they become due upon such bonds, and provide a sinking fund for the gradual redemption of such bonds.

Duty of trustees.

SECTION 7. All moneys so applicable to the payment of such bonds, which shall come into the hands of the trustees of gas-works, before such bonds or any of them become due, shall be used to purchase such bonds or invested under the order of the common council of such cities, and the bonds so purchased or the evidences of the investments so made shall be delivered by said gas-works trustees, as soon as the transaction is completed, to the common council of such city, who shall place the same to the credit of said bonded debt, and use the same as required, for the extinguishment of the debt created under this act, and for no other purpose.

Trustees to be appointed by governor.

SECTION 8. If any election hereinbefore provided for shall appear by the returns thereof to be in favor of the issue of such bonds, the mayor of such city shall certify such fact, under the seal of such city, to the governor of the state of Ohio, who thereupon shall appoint for such city a board of trustees composed of five citizens of said city, no more than three of whom shall belong to one political party, one of whom shall be appointed for one, one for two, one for three, one for four, and one for five years. And the board so appointed shall have charge of the purchase, construction and management of the gas-works provided for by this act for such city, and shall hold their offices until their successors are appointed and qualified. Any vacancy occurring in such board, prior to the next general or municipal election, shall be filled by appointment by the governor of the state of Ohio, subject to approval by the senate, if in session.

When second election may be ordered.

SECTION 9. In case the first election held under the provisions of this act shall result against the issue of the bonds herein provided for, the common council of any such city may at any time after the lapse of six months from such election, upon petition signed by at least fifty of the tax-payers of any

such city, pass an ordinance providing for the submission of such question to a vote at the next general or special municipal election to be held therein. Such election shall be held and its results shall have the force and effect in all respects hereinbefore prescribed for the first election.

SECTION 10. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 14, 1889.

[Senate Bill No. 128.]

AN ACT

To amend section 6306 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 6306 of the Revised Statutes of Ohio be amended so as to read as follows:

Sale of real estate by guardian of idiot, imbecile or lunatic.

Sec. 6306. Whenever the sale of the real estate of such ward is necessary for his support or the support of his family, or the payment of his debts, or such sale will be for the interest of such ward or his children, the guardian may sell the same under like proceedings as are or may be required by law to authorize the sale of real estate by the guardian of a minor; or if it be more for the interest of such idiot, imbecile, or lunatic or his children, the probate court, upon the petition of the guardian, may authorize him to sell said real estate at private sale, either in whole or in parcels, and upon such terms of payment as shall be prescribed by the court The petition shall contain a pertinent description of the real estate proposed to be sold, a statement of its value as nearly as can be ascertained, and the facts on which the application is founded; and if, upon hearing, the court shall be satisfied that it will be more for the interest of the ward that said real estate should be sold at private than at public sale, the court may make an order authorizing said sale, and prescribing the terms thereof, first taking from said guardian a sufficient bond for the faithful performance of his duty in the premises, and for accounting for the proceeds of all sales made under said order; provided, however, that the guardian shall not be authorized to sell the real estate at private sale for less than its full appraised value; and if the ward have a husband or wife, such husband or wife shall be made a defendant to the petition, and if he or she file an answer consenting to the sale, free and discharged of all right and expectancy of dower therein, such answer shall, on the sale being confirmed, be a full release of his or her expectancy of dower, and unless in such answer an allowance in

lieu of dower be waived, the court shall allow, out of the proceeds of the sale, such sum in money as is the just and reasonable value of his or her expectancy of dower; and in addition to the husband or wife of such ward, all persons entitled to the next estate of inheritance in such real estate shall be made defendants to the petition and notified of the pendency of such proceedings in such manner as the court may direct.

SECTION 2. Said section 6306 of the Revised Statutes of Ohio be and the same is hereby repealed.

SECTION 3. This act shall take effect from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 18, 1889.

[Senate Bill No. 129.]

AN ACT

To amend section 6282 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 6282 of the Revised Statutes of Ohio be amended so as to read as follows:

Notice of filing, etc.

Sec. 6282. Upon such petition being filed, verified by the oath of the guardian, the court shall order the petitioner to give notice to his ward, to the husband or wife of such ward, and to all persons entitled to the next estate of inheritance in such real estate, who shall be defendants to the petition of the filing and demand thereof, and the time when the same shall be heard, in such manner as to the court shall seem reasonable and proper; but only the ward and husband or wife of such ward need be so notified or made defendants, unless the said estate came to such ward by devise, descent or deed of gift from an ancestor, and if such ward has then living a brother or sister of the half-blood and of the blood of such ancestor, or their legal representatives; and in such proceeding the right and expectancy of dower of the husband or wife of such ward in such premises, may be released in the manner and otherwise treated and dealt with as is provided in section 6306 of the Revised Statutes.

SECTION 2. Said section 6282 of the Revised Statutes of Ohio be and the same is hereby repealed.

SECTION 3. This act shall take effect from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 18, 1889.

[Senate Bill No. 434.]

AN ACT

To amend sections 2487 and 2488 of the Revised Statutes.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That sections two thousand four hundred and eighty-seven and two thousand four hundred and eighty-eight be amended so as to read as follows:

Trustees of gas works.

Sec. 2487. When such purchase shall have been made, or gas works erected, or authorized to be erected, at the expense of the corporation, the council shall appoint a board of trustees, of not more than five (5) nor less than three members, which shall construct said gas works according to plans and specifications to be furnished by the city council, and manage said gas works when they shall have been constructed, or purchased, and supply the corporation and citizens thereof with gas; and the trustees shall serve until their successors are elected and qualified, as hereinafter provided.

To be elected at annual election.

Sec. 2488. At the annual election occurring next after such purchase, or the completion of gas works erected at the expense of the corporation, the qualified voters of the corporation shall elect said trustees, to be known as "The Trustees of the Gas Works," who shall hold their office for a term of years corresponding to the number of the members constituting said "trustees of gas works," except that at the first election, when said board of trustees is composed of three members, one trustee shall be chosen for one year, one for two years, and one for three years; and thereafter one trustee shall be elected annually. When said board is composed of four members, then at said first election one trustee shall be chosen for one year, one for two years, one for three years, and one for four years; and thereafter one trustee shall be elected annually. When said board is composed of five members, then at said first election, one trustee shall be chosen for one year, one for two years, one for three years, one for four years, and one for five years; and thereafter one trustee shall be elected annually. And the trustees shall receive such compensation for their services as the council by ordinance shall fix. Said trustees shall qualify by taking the official oath, and each giving a bond acceptable to the city council, which bond shall be in a sum not less than twenty-five thousand dollars nor more than fifty thousand dollars, as shall be determined by council in the ordinance creating the said trustees of gas works.

SECTION 2. The said original sections 2487 and 2488 be and the same are hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 18, 1889.

[Senate Bill No. 469.]

AN ACT

To authorize cities of the first class, second grade, to advertise for proposals for dredging and enter into contract for the same.

Cities, first class, second grade, may contract for dredging navigable streams.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the council of any city of the first class, second grade, is hereby authorized and empowered to cause proposals to be advertised for, for dredging any navigable stream within the limits of such city, for a period not exceeding five years, and are authorized to enter into a contract for such dredging for one or more years, not exceeding five; provided, that the amount expended each year for dredging shall not exceed the current revenue for such purposes in each year.

SECTION 2. The certificate of the city auditor shall not be required upon such contract, as provided for in section 2702 of the Revised Statutes, if the same shall be for five years; and whenever any levy for dredging has been made in accordance with law, the money to arise therefrom shall be deemed in the treasury for such purpose, within the meaning of section 2702.

SECTION 3. This act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 18, 1889.

[House Bill No. 836.]

AN ACT

To amend section 5134 of the Revised Statutes of Ohio, as amended April 29, 1885.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 5134 of the Revised Statutes, as amended April 29, 1885, be amended to read as follows:

The order in which cases are to be heard.

Sec. 5134. Cases in which there is an issue of fact, or in which damages are to be assessed, shall be tried in the order in which they stand on the trial docket, unless by the consent of the parties, or by the order of the court they are continued or placed at the heel of the docket, or for good cause shown may be especially assigned for trial or hearing out of their regular order, and actions for wages shall be first in order for trial, but the court may assign for trial the cases triable to a jury, in a series, in the order in which they stand upon the docket, giving

preference always to actions for wages and cases not triable to a jury, in a series in like manner. All other cases shall be heard in the order in which they stand upon the trial docket, unless the court otherwise directs, and the court may at any time hear a motion or demurrer, and may by rule prescribe the time of hearing motions and demurrers; provided, that in any subdivision where there are two or more judges, one of whom for any cause, shall be disqualified to hear or try any of the causes upon such trial docket, such causes may be assigned for trial or hearing in a series in the order in which they stand upon the docket, by a judge not disqualified to try the same, and may be tried and heard in like order.

SECTION 2. That said section 5134 of the Revised Statutes, as amended April 29, 1885, be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 18, 1889.

[House Bill No. 841.]

AN ACT

To amend section 4889 of Revised Statutes, as amended April 2, 1886 (O. L. vol. 83, p. 63).

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 4889 of the Revised Statutes, as amended April 2, 1886, be amended so as to read as follows:

Townships in certain counties made road districts.

Sec. 4889. Each township in the counties of Belmont, Brown, Butler, Carroll, Champaign, Clinton, Columbiana, Cuyahoga, Darke, Delaware, Erie, Fayette, Franklin, Geauga, Greene, Hamilton, Harrison, Henry, Licking, Lucas, Madison, Montgomery, Muskingum, Ottawa, Preble, Ross, Shelby, Stark, Summit, Trumbull, Tuscarawas, Vinton, Washington, Warren and Wayne in which any such free road is located, shall be a road district for the care and maintenance thereof.

SECTION 2. Said section 4889, as amended April 2, 1886, be and the same is hereby repealed; and this act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 18, 1889.

[House Bill No. 940.]

AN ACT

To amend section 4645 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 4645 of the Revised Statutes of Ohio be amended so as to read as follows:

Sec. 4645. The principal petitioner, or the county auditor, shall give at least six days' notice, in writing, to the owner, or his agent, if residing within the county, or, if such owner be a minor, idiot, or insane person, to the guardian of such person, if a resident of the county, through whose land the road is proposed to be laid out and established, or through whose land the road which it is proposed to alter or vacate may have been previously established, and also six days' notice to the viewers and surveyor, named in the order of the commissioners, of the time and place of meeting, as specified in the order, and of the day by which claims for compensation must be filed; and the county auditor, if the road is proposed to be laid out, altered, or vacated on any lands owned by a non-resident of the county, shall cause a notice to such non-resident to be published, for four consecutive weeks, in some newspaper published in such county; but if there be no newspaper published therein, then in some newapaper in an adjoining county to that in which the lands sought to be affected by the road are situated, which notice shall state the time and place of the meeting of the viewers and surveyor, as specified in the order of the commissioners, and also the substance of the petition. Notice to land owners

SECTION 2. That the said section 4645 be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 18, 1889.

[House Bill No. 1011.]

AN ACT

To amend section 83 of the Revised Statutes of Ohio, as amended March 14, 1888.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 83 of the Revised Statutes of the state of Ohio, as amended March 14, 1888, be so amended as to read as follows:

Commissions issued by the governo:—to whom.

Sec. 83. Each judge of the supreme court, circuit court, court of common pleas, and probate court, state officer, county officer, militia officer and justice of the peace, and each officer whose office is created by law, and not otherwise provided for, shall be entitled to receive from the governor a commission to fill such office, upon producing to the secretary of state a legal certificate of his being duly elected or appointed. And as soon after any election for any county officers, or justices of the peace, as the result shall have become officially known to the clerk of the court of common pleas of any county in this state, he shall immediately forward, by mail, to the secretary of state, certificates of the election of such county officers or justices of the peace; and thereupon the governor, upon the filing of such certificates with the secretary of state, shall issue the proper commissions to the county officers or justices of the peace, and forward the same to the clerk of the court of common pleas, who shall deliver the same to such officers.

SECTION 2. Section 83 of the Revised Statutes, as amended March 14, 1888, be and the same is hereby repealed.

SECTION 3. This act shall take effect from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 18, 1889.

[House Bill No. 1058.]

AN ACT

To amend section 1939 of the Revised Statutes of Ohio, as amended March 18, 1887.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 1939 of the Revised Statutes of Ohio, as amended March 18, 1887, be so amended as to read as follows:

Compensation and salaries.

Sec. 1939. The following officers of the police force shall receive the following salaries per annum: The superintendent, not less than twenty-two hundred and ten dollars, and not more than thirty hundred dollars; and deputy superintendent, not less than fifteen hundred and sixty dollars, and not more than twenty hundred dollars; each captain, not less than fourteen hundred and sixty dollars, and not more than eighteen hundred dollars; each lieutenant and detective, not less than ten hundred and sixty and not more than fifteen hundred dollars; each sergeant, not less than ten hundred and ten dollars, and not more than thirteen hundred dollars; each patrolman, not less than nine hundred dollars, and not more than twelve hundred dollars. Provided, the board shall have power to appoint one or more of the patrolmen to the

superintendent of police or secretary of the board, who shall receive the salary and rank of sergeants. The pay in all cases to be fixed by the board, and the salaries to be paid monthly to the persons entitled thereto. Provided, further, the board may also appoint not more than two women to be detailed at the central station to perform such duties as may be assigned to them by said board. The appointment and salary of such women to be governed by the rules and regulations governing the appointment and salary of doormen of the police department.

SECTION 2. That original section 1939, as amended March 18, 1887, is hereby repealed.

SECTION 3. This act shall take effect on its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 18, 1889.

[House Bill No. 1071.]

AN ACT

To amend an act passed April 15, 1882 (79 v. 115), "To provide for the election of boards of managers of county agricultural societies."

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That said original act be amended to read as follows:

Providing for board of managers of agriculture societies in certain counties.

That in counties having at the last federal census a population of thirty-six thousand, one hundred and seventy-eight (36,178), the agriculture society shall be governed by a "board of managers," consisting of two members from each township in the county, and shall be styled "the county agriculture board."

Election of.

SECTION 2. That at the annual fall election, held in such counties, for the election of the state and county ticket, there shall be elected in each township of such counties, by the qualified electors thereof, one (1) member of the agriculture board; and that annually thereafter there shall be elected in each township one member of the agriculture board, who shall hold his office for two years, and until his successor is elected and qualified.

Qualification;

SECTION 3. The election of members of the agriculture board shall be governed in all respects by the same laws governing the elections of other township officers, and the township clerk shall issue notices of election to such members elect as required by law for other township officers. Each person receiving such notice of election, shall, within ten days thereafter, appear before some officer authorized to administer oaths, and take an oath to faithfully perform the duties of the office; and the officer administering such oath shall issue a certificate of qualification to the officer so qualified.

Organization of board.

SECTION 4. That the members so elected and qualified shall, annually, on the second Saturday of January, at two (2) o'clock P. M., next after their election, meet at the secretary's office on the agricultural grounds, or some other place centrally located in the county, of which due notice shall be given by the secretary of the agricultural society, and there proceed to elect one president, one vice-president, one secretary, one treasurer; such officers to serve one year, and until their successors are elected and qualified. The president and vice-president so elected shall be members of the board.

Powers.

SECTION 5. The agriculture board, when so organized, shall supersede the incumbent county agricultural board, and shall have all the power, and be governed by such laws and regulations as govern county agriculture societies.

Vacancies.

SECTION 6. All vacancies occurring in said board shall be filled by appointment by said board until the next annual election, when the same shall be filled in the same manner as in the original election of members thereof.

SECTION 7. That said original act, be and the same hereby is repealed.

SECTION 8. This act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.

WM. C. LYON,
President of the Senate.

Passed March 18, 1889.

[House Bill No. 1177.]

AN ACT

To amend sections 1 and 4 of an act "to create and perpetuate a board of trustees of the firemen's pension [fund]; to provide and distribute such fund for the pensioning of disabled firemen, and the widows and minor children and dependent mothers or fathers of deceased firemen, in cities of the third grade of the first class and of the third grade of the second class," passed March 16, 1887.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That sections 1 and 4 of the above entitled act be made to read as follows:

Board of trustees of firemen's pension fund in certain cities.

Sec. 1. That the persons who, from time to time, compose the board of fire commissioners, or such other board or commission of the city council of any city of the fourth grade of the second class, having a population at the last federal census or any subsequent census of not more than 9,603 nor less than 9,598, or the third grade of the second class, or the third grade of the first class, having control or management of the fire department of such city, and three other persons members of the fire department therein, elected as hereafter provided, and shall be called "the board of trustees of the firemen's pension fund."

Tax on foreign insurance companies to be paid to fund.

Sec. 4. That the county treasurers of counties containing a city or cities of the fourth grade of the second class, having a population at the last federal census or any subsequent census of not more than 9,603 nor less than 9,598, or a city of the third grade of the second class, or a city of the third grade of the first class, shall, semi-annually, at the time of their semi-annual settlement with the auditors of their respective counties, pay over to the treasurers of such cities, on the warrant of the county auditor, one-half of the taxes paid into the treasury of such county by insurance companies incorporated by the authority of any other state or government and doing business in any such city, on the gross receipts of every such insurance company under and by virtue of the provisions of section 2745 of the Revised Statutes, and during the half year preceding such semi-annual settlement, and the money so paid over to such city treasurer shall, together with the amount heretofore so paid, constitute a pension fund for the purposes and objects hereinafter set forth.

SECTION 2. That original sections 1 and 4 of the act, to which this is amendatory, be and the same are hereby repealed.

SECTION 3. This act shall take effect from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 18, 1889.

[House Bill No. 10.]

AN ACT

To amend section 4413 of the Revised Statutes of Ohio, as amended March 26, 1886 (vol. 83, p. 42).

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 4413 of the Revised Statutes, as amended March 26, 1886, be so amended as to read as follows:

Proprietor to put up sign, and keep book containing discription of second-hand articles purchased.

Sec. 4413. Any person who purchases, sells, exchanges, or receives second-hand furniture, second-hand articles of any kind, scrap-iron, old metal, canvas, rope, junk or lead pipe, except plow irons and old stoves, and furniture, shall put up in a conspicuous place, in or upon his shop, store, wagon, boat, or other place of business, a sign, having his name and occupation legibly inscribed thereon, and shall keep a separate book open to inspection by any member of any police force, city marshal or constable, or any other person, in which shall be written, in the English language, at the time of every purchase or exchange of any of the articles above mentioned, a descrip-

tion thereof, the name, description and residence of the person from whom purchased and received, and the day and hour when such purchase or exchange was made; each entry shall be numbered consecutively, commencing with number one, and any and all of such articles so purchased or exchanged, shall be retained by the purchaser thereof for at least thirty days before disposing of the same, and kept in an accessible place in the building where such articles are purchased or received, and a tag attached to such article in some visible and convenient place, with the number written thereon corresponding to the entry number on the book. And any such purchaser shall prepare and deliver every day to the mayor of the city in which such business is carried on, before the hours of twelve o'clock m., a legible and correct copy, written in English, from such book, a description of all such purchases, purchased or received during the preceding day, together with the hour at which the purchase or purchases were made, together with a description of the person or persons from whom the same was purchased.

SECTION 2. That section 4413 of the Revised Statutes of Ohio, as amended March 26, 1886 (vol. 83, p. 42), be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 19, 1889.

[House Bill No. 445.]

AN ACT

To amend supplementary section 2573*b* of the Revised Statutes of Ohio, passed April 4, 1884.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That supplementary section number 2573*b* of the Revised Statutes of Ohio, passed April 4, 1884, be so amended as to read as follows:

Inspector to have free access to all shops and factories.

Sec. 2573*b*. That said inspector shall have entry into all such shops and factories, including all public institutions of the state which have shops and factories, or either, at any reasonable time, and it shall be unlawful for the proprietors, agents or servants in such factories or shops to prevent, at reasonable hours, his entry into such shops and factories for the purpose of such inspection.

SECTION 2. Said supplementary section number 2573*b*, passed April 4, 1884, is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 19, 1889.

[House Bill No. 1045.]

AN ACT

To amend section 6454 of the Revised Statutes, as amended April 13, 1888.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 6454 of the Revised Statutes of Ohio, as amended April, 13, 1888 (vol. 85, page 227), be amended so as to read as follows:

Concurrent jurisdiction of probate court; in what counties.

Sec. 6454. The probate court shall have jurisdiction concurrent with the court of common pleas, in all misdemeanors, and in all proceedings to prevent crime, in the following counties: Cuyahoga, Lake, Lucas, Montgomery, Erie, Richland, Scioto, Holmes, Meigs, Henry, Belmont, Stark, Ottawa, Williams, Allen, Wood, Sandusky, Darke, Wyandot, Coshocton, Defiance, Portage, Clermont, Carroll, Gallia, Hocking, Brown, Lorain, Columbiana, Madison, Clinton, Shelby, Geauga, Mahoning, Jefferson, Monroe, Hancock, Adams, Highland, Licking, Knox, Miami, Fayette, Perry, Tuscarawas, Guernsey, Paulding, Greene, Lawrence, Crawford, Ashland, Washington, Athens, Pike, Summit, Hardin, Delaware, Morgan, Trumbull, Logan, Morrow, Muskingum, Marion, Warren, Pickaway, Seneca, Ross, Butler, Huron, Jackson, Van Wert and Union.

SECTION 2. That section 6454, as amended April 13, 1888 (v. 85, p. 227), be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 19, 1889.

[House Bill No. 1061.]

AN ACT

To provide for the election of officers in municipal corporations which have failed to elect any for one or more years, and are now without any officers.

Providing for the election of officers in certain municipalities.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That whenever there has been in any municipal corporation, a failure to hold an election for municipal officers for such corporation for one or more years, so that such corporation is now without any officers whatever, it shall be lawful for the qualified voters of such municipal corporation to hold an election to fill the vacancies that exist in the elective offices of such corporation. Such election shall be held upon the first Monday of April, next after the passage of this act, between the hours of eight o'clock a. m. and four o'clock p. m., at the township hall within such corporation, if there be one, and if not, then at some other place within the corporate limits. The voters of said corporation who meet to open the polls of such election shall select by a viva voce vote the judges and clerks of such election, who shall be sworn to perform their duties as such by any officer authorized to administer oaths, and shall conduct said election according to the ordinary mode of holding elections in other such corporations; and the said judges and clerks who shall canvass said vote and declare the result, shall certify under their hands who have been elected to fill the different offices of such corporation, and no further or other returns shall be necessary in order to make the election of said officers legal. That thereupon said officers shall qualify, and enter upon the discharge of their duties, the same as if they had been regularly elected to fill said offices at said election, and shall hold their offices for the full term thereof, under the laws as they then exist as to such offices. That at the first meeting of the council of such corporation, the members elected shall take the oath now provided for members of councils of such corporations, which may be administered by any one authorized to administer oaths, and they shall then be called to order by the older member, and he shall preside until the council shall be organized by the election of officers now provided by law for such councils; and thereafter such councils, and the officers elected of such corporation shall have the same powers, and be in all respects governed by the same provisions of the statutes as other councils and officers of municipal corporations, when no such vacancies exist.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 19, 1889.

[House Bill No. 1063.]

AN ACT

To amend section 1530 of the Revised Statutes of Ohio, relative to the salary of township trustees.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 1530 of the Revised Statutes of Ohio be amended so as to read as follows:

Compensation of trustees.

Sec. 1530. Each trustee shall be entitled to one dollar and fifty cents for each day's service in the discharge of his duties in relation to partition fences, to be paid in equal proportions by the parties; and one dollar and fifty cents for each day's service in the business of the township, to be paid out of the township treasury; but in no year shall the compensation of any trustee exceed one hundred and fifty dollars, to be paid out of the treasury, including services in connection with the poor; provided, that in any township of the state having a population at the last federal census, in 1880, and which at any subsequent federal census may have a population of 21,175, and not having a city infirmary therein, the compensation of any trustee of such township, at one dollar and fifty cents for each day's service, shall not exceed two hundred and fifty dollars in any one year, to be paid out of the treasury, including services in connection with the poor.

SECTION 2. That section 1530 of the Revised Statutes is hereby repealed; and this act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 19, 1889.

[House Bill No. 1124.]

AN ACT

To amend section 2274 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 2274 of the Revised Statutes of Ohio be so amended as to read as follows:

As to intersections.

Sec. 2274. That when the council of a city, except in cities of the first grade of the first class, and in cities of the first grade of the second class, determines to grade, pave, or otherwise improve a street, alley, or other public highway, and the improvement crosses or intersects another street, alley, or public highway, the council shall levy and assess a tax, in addition to that specified in the last section, upon the general tax list of all the taxable real and personal property in the corporation, for the estimated cost and expense of so much of the improvement as may be in-

cluded in the crossing or intersection of such street, alley, or highway, which amount the corporation clerk shall certify to the county auditor, and the same shall be enforced against such real and personal property as other taxes are enforced and collected; and such amount may be so certified, and such levy made, after the contract is let, or said improvement completed, and the provisions hereof shall apply to improvements already determined upon or ordered and for the payment of which special assessments have not been made.

SECTION 2. That said original section 2274 be and the same is hereby repealed; and this act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 19, 1889.

[Senate Bill No. 147.]

AN ACT

To fix responsibility and to protect labor and the rights of contractors and sub-contractors on all public works or work done for companies, corporations, contracting companies or individuals.

Lien upon railroad, etc., for labor performed or material furnished.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That any person who shall have performed common or mechanical labor upon, or furnished supplies to any railroad, turnpike, plank road, canal or on any public structure being erected, or on any abutment, pier, culvert or foundation for same, or for any side track, embankment, excavation or any public work, protection, ballasting, delivering or placing ties, or track-laying, whether the labor is performed for, or the supplies or material is furnished to any company, corporation, contractor or sub-contractor, construction company or an individual, shall have a first, immediate, and absolute lien on the whole of the property on which said work is done, and to which said supplies have been contributed, and shall hold the railroad, canal, turnpike, plank road or structure to the creation or construction of which the said labor or supplies has been contributed, or so much thereof as may have been in whole or in part created by said labor or supplies, to the exclusion of any railroad, canal, turnpike, plank road, public work or structure, as to operation, occupation or use, until the claim for such labor or supplies is properly adjusted and paid in full.

How lien obtained.

SECTION 2. When it shall be deemed necessary for any construction company, contractor, sub-contractor, mechanic, laborer, or person contributing supplies or material to secure their claim against any railroad, canal, turnpike, plank road, public work or public structure, either for work done or

material furnished, they shall file a sworn itemized statement, within thirty days after said work was performed or materials furnished, of the amount of work done or material furnished, showing the balance due and claimed for labor or material furnished, with the recorder of the county or counties within which said work was done or materials furnished. And if several liens be obtained by several persons on the same job, in the manner prescribed by this act, they shall have no priority among themselves, but payments thereon shall be made pro rata.

Bond.

SECTION 3. Any construction company, contractor, mechanic, laborer or person contributing supplies or material to any work named in section one (1) of this act, shall at the time of filing the sworn statement of account as provided in section two (2) of this act, file a good and sufficient bond of indemnity for an amount equal to the amount claimed, which bond shall be approved by the probate judge, and shall be so conditioned as to save and protect the defendant in any case arising under this act, and shall then be entitled to a decree of the common pleas court, enjoining and prohibiting the operation, use or occupancy of the property created in whole or in part by the party or parties asking for said injunction; and the said injunction shall not be dissolved until the court is satisfied that the claim has been adjusted and paid in full.

When injunction may issue.

Engineer to make measurements, estimates, etc.

SECTION 4. Any civil engineer who shall be employed as chief or assistant engineer in the surveying, platting or cross-sectioning of any railroad, canal, turnpike, plank road or other public road, shall, before the work is commenced, make an accurate measurement of the same, and shall prepare a profile of each section of one mile or less of said work, showing quantities of each any every class of work to be done on said mile or less; and shall also designate the nearest bench-mark or point from which measurements are made, and shall drive stakes at top of slope, at foot of embankments, at sides and center of grade and around every burrow pit for each one hundred feet, showing in plain figures by feet and tenths of a foot the depths of cut or height of fill or embankment, together with a correct showing of the quantity of overhaul beyond a given number of feet, in cubic yards, for each section of a mile or less; and it shall be the duty of such chief or assistant engineer to furnish, on demand, when any work is finished, to any company, contractor, sub-contractor or person a final statement of quantities in each class of work done or supplies or material furnished by parties interested.

Penalty.

SECTION 5. Any civil engineer or assistant engineer, whose duty it is to ascertain quantities from actual measurement, and on which final estimates are to be made, who shall knowingly give other than the true quantities, with intent to defraud the construction company, contractor, sub-contractor, laborer or person furnishing supplies or material, shall, if the amount of the discrepancy exceed at the contract price, thirty-five dollars, be deemed guilty of a felony, and shall be punished by a fine of not less than the amount at contract price of all work done or material furnished and not included in his final

estimate, or be confined in the penitentiary for not less than one or more than five years.

SECTION 6. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 20, 1889.

[Senate Bill No. 321.]

AN ACT

To provide for erecting a monument over the graves of the "Andrews railroad raiders," executed at Atlanta, Ga., June, 1862.

"Andrews railroad raiders;" appropriation for monument over graves of.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the sum of five thousand dollars be and the same is hereby appropriated out of any money in the treasury not otherwise appropriated, to erect in the national cemetery at Chattanooga, Tennessee, a monument or memorial of some suitable design, at the group of graves in which lie the bodies of eight of the "Andrews railroad raiders," so-called, executed at Atlanta, Ga., June, 1862, to-wit:

James Andrews, citizen, late of Flemingsburg, Ky.

William Campbell, citizen, late of Salineville, Columbiana county, Ohio.

George D. Wilson, Company B, Second Ohio Infantry, enlisted at Franklin, Miami county, Ohio.

Marion A. Ross, Company A, Second Ohio Infantry, enlisted at Urbana, Champaign county, Ohio.

Perry G. Shadrock, Company K, Second Ohio Infantry, enlisted at Mitchell's Salt Works, Jefferson county, Ohio.

Samuel Slavens, Company E, Thirty-third Ohio Infantry, enlisted at Portsmouth, Scioto county, Ohio.

Samuel Robinson, Company G, Thirty-third Ohio Infantry, enlisted at Bourneville, Ross county, Ohio.

John Scott, Company K, Twenty-first Ohio Infantry, enlisted at Findlay, Hancock county, Ohio.

Commission to be appointed by governor.

SECTION 2. It shall be the duty of the governor to appoint a commission, consisting of three persons, to carry this act into effect. The commission, or any member thereof, shall be subject to removal at the pleasure of the governor. A majority of the commission is empowered to contract for anything which is deemed essential to the appropriate completion of the work, and to exercise discretion as to the propriety of letting any part of it to the lowest bidder.

Expenses of commission; how paid.

SECTION 3. Money for the payment of bills, including the necessary traveling expenses of a member or the members

of the commission while engaged in the actual execution of this act, shall be paid upon drafts signed by at least a majority of the commission, and shall not exceed in the aggregate the amount of money herein appropriated.

SECTION 4. No part of the money herein appropriated shall be expended in the form of salaries or per diem.

Report of commission.

SECTION 5. The commission, from time to time, shall make to the governor a written report, showing each step taken in the progress of the work, and at the close, make a final report in writing, which the governor shall transmit to the general assembly.

SECTION 6. This act shall take effect and be in force from and after the date of its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 20, 1889.

[House Bill No. 503.]

AN ACT

Supplementary to chapter 1, title VI, of the Revised Statutes of Ohio.

Duty of commissioners as to certain ditches.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That in all cases where the commissioners of any county in this state shall cause to be constructed or enlarged any ditch, drain, or water-course, the water from which flows into an adjoining county, or into, or finds an outlet in any ditch, drain or water-course constructed in an adjoining county, the commissioners of such first mentioned county shall pay to the commissioners of such adjoining county, such sum as may be agreed upon by the commissioners of both counties for the use and benefit of such outlet, which sum the commissioners of said first mentioned county shall apportion to the lands in their county, for whose benefit said ditch was constructed.

Providings in event commissioners can not agree.

SECTION 2. On failure to agree or pay as provided in the preceding section, the commissioners of such adjoining county may commence in the common pleas court of either of said counties, their action against the commissioners so refusing to agree or pay, setting forth the fact of the construction of the ditch or ditches aforesaid and the failure to agree or pay as provided in the preceding section, and praying for the relief hereinafter provided for.

Court to appoint commission to fix amount to be paid for use of outlet.

SECTION 3. The court being satisfied of the existence of such ditch or ditches, and the failure to agree or pay as aforesaid, shall appoint three disinterested freeholders, not residents of either of said counties, who shall, within thirty days thereafter, upon actual view of the outlet ditch, and of the ditch

or ditches in the upper county, whose waters flow into said outlet, estimate and report to said court, the amount which should justly be paid by said first mentioned county to said adjoining county for the use and benefit of said outlet ditch, which order of appointment, together with full and explicit instructions to said appointees, shall be entered on the journal of said court, and a copy thereof sent forthwith by its clerk to each of said appointees.

Exceptions.

SECTION 4. Either of the parties to said action may, within ten days after the filing of said report, file exceptions thereto, which exceptions the court shall hear and determine, and shall confirm, modify, or set aside said report, as justice may require; and if the same be set aside, appoint other freeholders, who shall estimate and report as provided in the preceding section.

Compensation of commission.

SECTION 5. The court shall fix the compensation of the appointees aforesaid, which compensation shall be taxed as costs in the case, and shall be paid out of the treasury of the county against whose commissioners the costs are adjudged.

Expense; how apportioned.

SECTION 6. The court, upon confirmation or modification of the report mentioned in section three of this act, shall order the commissioners of the upper county to apportion and assess the amount mentioned in said report, as confirmed or modified, to the lands in said county in the same ratio as the expense of constructing said ditch or ditches in said upper county was apportioned and assessed; and the court shall further order said commissioners to cause the sums so apportioned to the respective tracts of land in said upper county to be placed on the special duplicate of said county against said lands for collection.

Collection by treasurer.

SECTION 7. The treasurer of said county shall collect said sum as other taxes are collected, and pay the same to the treasurer of the said adjoining county, upon the warrant of the auditor of said county.

Outlet may be enlarged when necessary.

SECTION 8. The funds so paid shall be used in the enlargement of said outlet ditch, if an enlargement thereof be necessary on account of the additional water emptied into it from the upper county, or for the construction of an outlet ditch in the lower county if none exists.

Duty of township trustees.

SECTION 9. Whenever the trustees of any township shall construct a ditch which empties its water onto an adjoining county, or into any ditch, drain or water-course constructed therein, the same agreement hereinbefore provided for between the commissioners of counties may be made and carried out, by and between the commissioners of such adjoining county and said trustees, and on failure to make or carry out such agreement, the commissioners of the county upon or into which said water is emptied, may commence and maintain the same proceedings against said trustees as are hereinbefore provided for between the commissioners of adjoining counties; and the funds to be paid by such trustees to the lower county shall be assessed by said trustees and collected in the manner now prescribed by law for collecting assessments for constructing township ditches.

SECTION 10. All subsequent proceedings for the cleaning out, repairing or enlarging either of said ditches, shall be commenced and conducted in the manner prescribed by law for the construction of joint ditches. Cleaning and repairing.

SECTION 11. This act shall be in force and take effect from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 20, 1889.

[House Bill No. 784.]

AN ACT

To amend section 553 of the Revised Statutes, as amended April 14, 1888.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section five hundred and fifty-three (553) of the Revised Statutes, as amended April 14, 1888, be and is hereby amended to read as follows:

Sec. 553. The court of common pleas and circuit court in any county, and the supreme court in any city or county, and the probate court in any county containing a city of the first class, and first grade, and of the second grade of the first class, and of the first grade of the second class, may each appoint one or more constables to preserve order and discharge such other duties as the court requires; and each constable, when so directed by the court, shall have the same power to call and impannel jurors, which by law the sheriff of the county has, except in capital cases. The compensation of such constables shall be the same as that of regular jurors, except in counties containing a city of the first grade of the first class and of the first grade of the second class, it shall be eight hundred dollars ($800) per annum, and in counties containing cities of the second grade of the first class, it shall be $600 per annum, and in counties containing cities of the third grade of the first class, the compensation shall be at the rate of two dollars per day, during the entire term of the court, and in all cases shall be paid out of the county treasury on the order of the court. Court constables, duties and compensation.

SECTION 2. That section 553 of the Revised Statutes, as amended April 14, 1888, be and the same is hereby repealed; and this act shall take effect from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 20, 1889.

[House Bill No. 1109.]

AN ACT

Supplementary to an act entitled "an act to authorize the city council of any city of the second class and fourth grade, which by the federal census of 1880 had, and which by any subsequent federal census may have, a population of 6,803, to borrow money and issue bonds therefor for the purpose of sinking wells for natural gas, purchasing those already sunk, purchasing pipes already laid, and buying and laying pipes and supplying said city and the citizens thereof with natural gas for public and private use."

Authorizing the issuing of additional bonds for natural gas in certain cities.

SECTION 1*a*. *Be it enacted by the General Assembly of the State of Ohio*, That the city council of any city of the second class and fourth grade which may have invested fifty thousand dollars in a natural gas plant under the act to which this is supplementary, when the board of natural gas trustees have reported, in writing, to the city council of any such city that additional gas wells will be necessary to supply all the citizens of said city with natural gas for domestic and manufacturing purposes, said council shall have power and authority to issue an additional amount of bonds of said city, not exceeding twenty-five thousand dollars, at a rate of interest not more than six per cent. per annum. Said bonds shall be in like amounts as the bonds originally issued under this act, not to be sold for less than par value, and to mature at such time as said city council may determine.

SECTION 2. This act shall take effect on and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS
President pro tem. of the Senate.

Passed March 20, 1889.

[House Bill No. 1318.]

AN ACT

To ratify and confirm a contract between the board of public works and the commissioners of Coshocton county.

Ratifying contract between board of public works and commissioners of Coshocton county.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That a certain contract made and entered into by and between the board of public works of the state of Ohio and the county commissioners of Coshocton county for the use of the towing path of the Ohio canal between Turkey lock and the mouth of White Eyes creek in said Coshocton county as a public highway, dated March 3rd, 1883, and recorded in the office of said board of public works at Columbus, Ohio, be and the same is hereby ratified, confirmed and declared

to be binding and of full force and effect from this date, so far as said contract has not been executed, as a binding contract between the state of Ohio, by its board of public works, and the county commissioners of said Coshocton county.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 20, 1889.

[House Bill No. 744.]

AN ACT

To supplement section 6918 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the following be enacted as supplementary to section six thousand nine hundred and eighteen of the Revised Statutes of Ohio, with sectional numbering as follows:

Juror before justice of the peace; penalty for receiving excessive fees.

Sec. 6918*a*. Any person serving as a juror in any case pending before a justice of the peace in this state, who shall, knowingly, either directly or indirectly, ask or receive for such service, or any party to such suit who shall, knowingly, either directly or indirectly, pay or consent or agree or offer to pay, or shall, knowingly, consent that there may be paid or taxed in the cost for such service a greater amount than is by law provided therefor, shall be fined not less than five dollars nor more than fifty dollars.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 21, 1889.

[House Bill No. 1164.]

AN ACT

To amend sections 1929 and 1930 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the following sections 1929 and 1930 be so amended as to read as follows:

[House Bill No. 1109.]

AN ACT

Supplementary to an act entitled "an act to authorize the city council of any city of the second class and fourth grade, which by the federal census of 1880 had, and which by any subsequent federal census may have, a population of 6,803, to borrow money and issue bonds therefor for the purpose of sinking wells for natural gas, purchasing those already sunk, purchasing pipes already laid, and buying and laying pipes and supplying said city and the citizens thereof with natural gas for public and private use."

Authorizing the issuing of additional bonds for natural gas in certain cities.

SECTION 1*a*. *Be it enacted by the General Assembly of the State of Ohio*, That the city council of any city of the second class and fourth grade which may have invested fifty thousand dollars in a natural gas plant under the act to which this is supplementary, when the board of natural gas trustees have reported, in writing, to the city council of any such city that additional gas wells will be necessary to supply all the citizens of said city with natural gas for domestic and manufacturing purposes, said council shall have power and authority to issue an additional amount of bonds of said city, not exceeding twenty-five thousand dollars, at a rate of interest not more than six per cent. per annum. Said bonds shall be in like amounts as the bonds originally issued under this act, not to be sold for less than par value, and to mature at such time as said city council may determine.

SECTION 2. This act shall take effect on and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS
President pro tem. of the Senate.

Passed March 20, 1889.

[House Bill No. 1318.]

AN ACT

To ratify and confirm a contract between the board of public works and the commissioners of Coshocton county.

Ratifying contract between board of public works and commissioners of Coshocton county.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That a certain contract made and entered into by and between the board of public works of the state of Ohio and the county commissioners of Coshocton county for the use of the towing path of the Ohio canal between Turkey lock and the mouth of White Eyes creek in said Coshocton county as a public highway, dated March 3rd, [illegible], and recorded in the office of said board of [illegible]bus, Ohio, be and the same is hereby ra[illegible]red

to be binding and of full force and effect from this date, so far as said contract has not been executed, as a binding contract between the state of Ohio, by its board of public works, and the county commissioners of said Coshocton county.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 20, 1889.

[House Bill No. 744.]

AN ACT

To supplement section 6918 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the following be enacted as supplementary to section six thousand nine hundred and eighteen of the Revised Statutes of Ohio, with sectional numbering as follows:

Juror before justice of the peace; penalty for receiving excessive fees.

Sec. 6918*a*. Any person serving as a juror in any case pending before a justice of the peace in this state, who shall, knowingly, either directly or indirectly, ask or receive for such service, or any party to such suit who shall, knowingly, either directly or indirectly, pay or consent or agree or offer to pay, or shall, knowingly, consent that there may be paid or taxed in the cost for such service a greater amount than is by law provided therefor, shall be fined not less than five dollars nor more than fifty dollars.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 21, 1889.

[House Bill No. 1164.]

AN ACT

To amend sections 1929 and 1930 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the following sections 1929 and 1930 be so read as follows:

Appointment of officers and members of police force.

Sec. 1929. The board shall have power at any time to appoint a superintendent of the police force, a deputy superintendent of police, a captain of police, and an additional captain for each fifty patrolmen more than the first fifty, a lieutenant of police for each twelve patrolmen, and a sergeant of police for each police precinct and also regular or compensated patrolmen, not exceeding one for each seven hundred and fifty inhabitants; but the number of patrolmen may be increased with the consent of the council, and the board shall have power to appoint patrolmen on probation, and discharge them at any time within six months from the date of appointment; provided, that if demanded by such patrolman, the cause for his discharge shall be assigned him by the board in writing; and the board shall have the power, in case of emergency, to appoint as many special patrolmen as it may think proper, which appointments shall be reported to and be subjected to the action of the city council at its next meeting. The board shall appoint a police surgeon, who shall also be a member of the force, and receive such annual salary, not exceeding ten hundred dollars, as the board may determine; perform such duties as are hereinafter provided and as the board may direct. Provided, that the members of the police force now in office shall not be removed except in the manner provided for by section 1931.

Special patrolmen in case of emergency.

Secret police detectives, etc.

Sec. 1930. The board may, from the members of the force, appoint detectives, not exceeding ten in number, who shall act as secret police or detectives, one of whom shall be detailed as chief detective bearing the rank of captain, and when from any cause a vacancy exists in the number so first appointed, the board may appoint to such vacancy the patrolman, which the record, required to be kept as hereinafter provided, shows to be the most meritorious; and the board may at any time, when they deem it for the greater efficiency of the force, relieve any of said detectives from detective duty and assign them to such position and service in the force as it may deem advisable, and change their pay to the pay of the rank or grade assigned them; provided, however, that no change or removal shall be made, except for cause, to be assigned on a public hearing and on due notice according to the rules to be promulgated by the board; and the board shall also appoint such suitable persons to act as door-men, janitors, attorney of police, and telegraph and telephone operators as the demands of the service may require, who shall receive such compensation as the board may determine, in no case, however, exceeding the salary of patrolmen. All powers and orders of the police court shall be directed to the superintendent of police, and shall be executed by any person appointed for said purpose by the board, and the board shall, from the member [members] of the force, appoint such number of suitable persons as may be necessary to attend the sittings, preserve order, and execute all process and orders of the police court, and such persons shall be the special deputies of the superintendent of police.

SECTION 2. That sections 1929 and 1930, as amended March 7, 1883, be and the same are hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 21, 1889.

[House Bill No. 822.]

AN ACT

To authorize board of public affairs in cities of the first grade of the first class to construct sewers within the corporate limits.

Authorizing cities first grade, first class, to construct sewers.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That in cities of the first grade of the first class the board of public affairs, in addition to the powers already possessed by them, with reference to trunk sewers, shall have power to lay out and construct within the limits of such corporation additional trunk sewer or sewers, and to purchase or condemn rights-of-way therefor without the concurrence of council, and shall pay for the same from the fund hereinafter provided for.

Bonds may be issued.

SECTION 2. That to provide funds to meet such expenditure, the board of public affairs in such city may, from time to time, issue the bonds of such city, to an amount not to exceed in the aggregate the sum of three hundred and fifty thousand dollars; said bonds to be payable at such times and to bear interest at such rate, not exceeding four per cent. per annum, as said board of public affairs shall determine. Said bonds shall be signed by the president of such board of public affairs, and the mayor of such city, and be attested by the comptroller of such city, and shall be secured by the pledge of the faith of such city; and a tax which it shall be the duty of the council of such city, annually, to levy upon the taxable property of such city, and certify the same to the county auditor upon a certificate to that effect from the trustees of the sinking fund of such city, as to the amount necessary to pay the interest thereon and to provide a sinking fund for the final redemption of said bonds. Said tax shall be in addition to the amount now authorized to be levied for municipal purposes.

Advertising for bids for sale of bonds.

SECTION 3. Said board of public affairs shall receive bids for said bonds, from time to time, as may become necessary, and after advertising the same as required by law, shall sell the same for not less than par value, with the accrued interest, to the highest bidder. The money arising from the sale of said bonds shall be placed in the sewer fund in the city treasury, in addition to that already provided by law for such purposes, and shall be drawn out on the order of the board of public affairs, which board shall have sole control of the expenditure of the funds provided for by this act for the purposes

indicated herein; and in making such improvements, the board of public affairs shall be governed by the laws relating to the construction of sewers in such cities.

SECTION 4. This act to be in force and take effect from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 22, 1889.

[House Bill No. 1311.]

AN ACT

Making appropriations to pay liabilities incurred by Frederick Blankner, third assistant sergeant-at-arms of the house, in completing water-closets, wash-room, making hot water attachments, carpeting hall of house, etc.

Appropriation to pay liabilities incurred by Frederick Blankner.

SECTION 1: *Be it enacted by the General Assembly of the State of Ohio*, That there be and are hereby appropriated out of any moneys in the state treasury to the credit of the general revenue fund, and not otherwise appropriated, the following sums of money to pay liabilities, as hereinafter particularly mentioned, to-wit:

To pay bill of Bowe & Beggs, for carpets, etc., nine hundred and thirty-three dollars ($933.00).

To pay bills of David Westwater, repairs of gas fixtures, etc., two hundred and seven dollars and eighty-five cents ($207.85).

To pay bills of Aston & Huff, for material and labor, one hundred and thirty-eight dollars and fifty cents ($138.50).

To pay bill of William Goodal & Son, marble work in water-closets, one hundred and sixty-one dollars and fifty cents ($161.50).

To pay bills of J. S. Abbott & Co., hardware, etc., two hundred and fifteen dollars and fourteen cents ($215.14).

To pay Kelton & Brown, bill for lumber, labor, etc., for water-closets, one hundred and eighty-nine dollars and seventy-nine cents ($189.79).

To pay Thomas G. Neski & Co.'s bills for labor, material, etc., for wash stand, water heater, etc., seven hundred and fifty-six dollars and ninety-four cents ($756.94).

To pay Ohio Furniture Co.'s bill of sundries, from December 10, 1888, to January 8, 1889, inclusive, one hundred and seventy-five dollars and seventy-five cents ($175.75).

To pay Slade & Kelton's bill for lumber and repairing platforms, house and senate, etc., one hundred and forty-nine dollars and forty-one cents ($149.41).

Freeman, Halm & McAllister, bill of furniture and repairing furniture, one hundred and twenty-eight dollars and eighty-one cents ($128.81).

To pay bill of John Flowers, for 21½ days' labor at carpenter work, at $2.50 per day, in wash-room, water-closets, etc., fifty-three dollars and seventy-five cents ($53.75).

To pay Homer M. Woodard's bill of marble, tile, and labor repairing floor in wash-room, seventy-five dollars and nine cents ($75.09).

Krauss & Meehan's bill for dyeing and lambrequins behind speaker's chair, etc., thirty-eight dollars and fifteen cents ($38.15).

George A. Gauler, bill for iron work, labor, material, etc., about water-closets, fifty-three dollars and nine cents ($53.09).

To pay Walter Smith, 14½ days, at $2.50 per day, varnishing, and painting wash-rooms, committee rooms, etc., thirty-six dollars and twenty-five cents ($36.25).

To pay bill of A. H. Kuhn, painting, graining and varnishing wash-room, twenty-five dollars ($25.00).

To pay Moler & Bowland, bill of towels, thirty-one dollars and eight cents ($31.08).

To pay Halm & Bellows Furniture Co., sixteen slide doors on cases, twenty-eight dollars and forty-nine cents ($28.49).

To pay W. R. Kinnear & Co., labor and material on repairing the brass protection around platforms in house and senate, thirty-five dollars and ninety-five cents ($35.95).

To pay W. R. Calkins & Brother, material and labor on water-closets, etc., twenty-three dollars and eighty-five cents ($23.85).

To pay R. E. DeButts, repairing locks, keys, etc., twenty-four dollars and fifty-five cents ($24.55).

To pay J. C. Blair, repairing chairs, etc., twenty-five dollars and fifty cents ($25.50).

To pay G. T. Tress, bill of cleaning and winding clock, etc., fifteen dollars ($15.00).

To pay William Taylor, bill of sundries, eleven dollars and five cents ($11.05).

To pay S. H. Helmer, towel racks, etc., eight dollars and seventy-five cents ($8.75).

To pay R. W. Bock, door-plates, five dollars and fifty cents ($5.50).

To pay Cherrington & Robinson, number plates for doors, four dollars and fifty cents ($4.50).

To pay James Clark, repairing plastering in wash-room and hall of house, nineteen dollars and fifty cents ($19.50).

To pay J. B. Lewis, forty-six days' labor as porter, at $2.00 per day, ninety-two dollars ($92.00).

To pay George Riley, twenty-four days' labor as porter, at $2.00 per day, forty-eight dollars ($48.00).

To pay J. T. Harris, fees as architect, twenty-five dollars ($25.00).

SECTION 2. The moneys appropriated by this act, to be paid out on vouchers to be filed with the auditor of state, which vouchers shall be approved by said Frederick Blankner, third assistant sergeant-at-arms.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 22, 1889.

[Senate Bill No. 240.]

AN ACT

That section 3835*f* be added to the Revised Statutes of Ohio, to read as follows: To permit corporations known as building associations to increase or decrease the face value of its shares, also to decrease its capital stock.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 3835*f* be added to the Revised Statutes of Ohio, to read as follows:

Authorizing building associations to increase or decrease face value of shares.

Sec. 3835*f*. Corporations organized under section 3833, 3834, 3835*a*, 3835*b*, 3835*c*, 3835*d*, 3835*e* and section 3836 (83, O. L., pp. 116 and 117), passed May 8, 1886, may increase or decrease the face value of its shares, or decrease its capital stock by a vote of its board of directors, a majority of the members of such board of directors voting in favor thereof; and a certificate of such action of the board of directors shall be filed with the secretary of state.

SECTION 2. That this act shall be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 22, 1889.

[Senate Bill No. 266.]

AN ACT

Supplementary to section 3787 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 3787 be supplemented by the following, numbered 3787*a* and 3787*b*.

Sec. 3787*a*. All money derived from the sale of any property under the provisions of original section and section 3787 shall be placed in the custody of the trustees of the presbytery, synod, conference, diocese, or other ecclesiastical body having jurisdiction in the territorial limits in which said property may have been located, and they shall hold the same in trust for the period of ten years, or for such period as may be prescribed by the law of the denomination. If within that time another parish, congregation or society of the same denomination shall be organized in the same locality, then the court authorizing the sale of said property, may, upon proper application and evidence, authorize the return of said money to the trustees of the new organization. Otherwise such money shall become a part of the funds of the presbytery, synod, conference, diocese, or other ecclesiastical body having jurisdiction.

Trustees of extinct parish, congregations, etc.; duty as to money received from sale of property.

Sec. 3787*b*. Be it further enacted, that all sums of money arising from the sale of property formerly belonging to any extinct parish, congregation or society, and which are now held by special trustees appointed by the courts authorizing sale of such property, shall be, from and after the passage of this act, under the control of the trustees of the presbytery, synod, conference, or other ecclesiastical body to which said extinct parish, congregation or society may have belonged, and shall be held by them subject to the conditions and provisions of this act; and said trustees are hereby authorized to take such steps, legal or otherwise, necessary to obtain possession of such money.

Funds arising from such sale to be under control of presbytery, synod, etc.

SECTION 2. This act shall be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 22, 1889.

[Senate Bill No. 435.]

AN ACT

To amend section 3481 of the Revised Statutes of Ohio, as amended April 17, 1882 (79 v. 148).

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section thirty-four hundred and eighty-one (3481) of the Revised Statutes of Ohio, as amended April 17, 1882, be amended so as to read as follows:

Sec. 3481. Every company entitled by the laws of this state to charge tolls may receive from persons traveling on or using its roads the following tolls, and no more, for every ten miles travel on such road, and in the same proportion for any

Rates of toll.

less distance, to-wit: For every four-wheeled carriage or other vehicle, drawn by one horse or other animal, fifteen cents, and for each additional animal, five cents; for every sled or sleigh drawn by one horse or other animal, five cents, and for each additional animal, five cents; for every horse or mule, and rider, five cents; for every horse, mule or ass, six months old or upward, three cents; for every head of neat cattle, six months old or upward, one cent; for every head of sheep or hogs, one-half cent; for every stage-coach or omnibus, drawn by two horses or other animals, twenty cents, and for each additional animal, ten cents; and for every two-wheeled carriage, drawn by one horse or other animal, ten cents, and for each additional animal, five cents; but on all turnpike roads constructed of and kept in repair with two-thirds broken limestone, the companies operating the same may charge and receive for each ten miles travel on such road, and in the same proportion for any less distance, to-wit: For every four-wheeled carriage or other vehicle, drawn by one horse or other animal, twenty cents, and for each additional animal, ten cents; for every sled or sleigh, drawn by one horse or other animal, ten cents, and for each additional animal, five cents; for every horse or mule, and rider, ten cents; for every horse, mule or ass, six months old or upward, five cents; for every head of neat cattle, six months old or upward, one and one-half cents; for every head of hogs, three-fourths of a cent; for every head of sheep, one-half cent; for every stage-coach or onmibus, drawn by two horses or other animal, thirty cents, and for each additional animal, ten cents; and for every two-wheeled carriage, drawn by one horse, fifteen cents; but persons going to and from their regular place of worship on the Sabbath, or to and from funerals, militia musters, or elections, jurymen going to and returning from their attendance at court, and the troops and armies of the United States and of this state, may pass on any such roads free of toll; [and] a company incorporated for the purpose of constructing a turnpike or plank road from a mine or quarry to a railroad, canal, slack-water navigation, or other navigable water, macadamized road, or place within or upon the borders of this state, may, when such road is completed, charge and collect such amount of toll for teams hauling the products of such mines or quarries on its road as its directors may determine, not exceeding four cents per mile for two-horse teams, and an increase of two cents per mile for each additional horse; but such rates shall not be charged for teams hauling the products of such mines or quarries for more than eight miles, nor shall other travelers on such roads be charged more than the ordinary rate of toll per mile, as allowed by section thirty-four hundred and eighty-one; provided, that for any vehicle traveling over a plank road, having a load exceeding two tons net weight, toll shall be paid in addition to the rates prescribed in this section, not to exceed two cents per net ton per mile for such excess, at the discretion of the board of directors; and, provided further, that in case of persons traveling on or using any portion of any such road or any other toll road without passing through a toll-gate, the company

owning the road may, for the mutual convenience of parties concerned, charge and collect of such persons an equitable gross sum, quarterly, in lieu of all other tolls.

SECTION 2. That said original section three thousand four hundred and eighty-one, as amended April 17, 1882, be and the same is hereby repealed; and this act shall take effect and be in force upon its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 22, 1889.

[House Bill No. 839.]

AN ACT

To provide for the better protection of human life against fire, and to regulate the construction and management of steam boiler furnaces in cities of the first and second grades of the first class.

Fire-escapes in cities of the first and second grades of the first class

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That all buildings, except such as are used exclusively for private residences, in every city of the first and second grades of the first class, of three or more stories in height, shall each be provided with one or more good and suitable fire-escapes, extending from the first story to the upper stories of such building, and above the roof and on the outer walls thereof, in such location and numbers, and of such material and construction as will insure safe and convenient exit for all occupants of any such building in case of fire, and all passage ways leading to such fire-escapes shall at all times be kept open and free from obstruction, and any person in any manner obstructing the same, or causing the same to be obstructed, shall be fined not less than twenty-five dollars nor more than one hundred dollars for the first offense, and for any subsequent offense he shall be fined not less than one hundred dollars nor more than two hundred dollars, and be imprisoned in the work-house for a period of not less than ten nor more than sixty days.

Penalty for obstructing the same.

Fire-proof vault to be provided in mills and factories in cities of first grade, first class.

SECTION 2. No building within the limits of any city of the first grade of the first class shall be used or occupied in whole or in part as a planing mill, sash, door and blind manufactory, wagon or carriage manufactory, cabinet or furniture manufactory, wood-turning or veneering works, agricultural implement manufactory, box or shingle manufactory, or any other wood-working manufactory, two or more stories in height, unless such building so occupied shall have in connection with it a brick or fire-proof vault of sufficient capacity to contain all shavings, saw-dust, chips or other light combustible refuse connected therewith; and all such shavings, saw-dust, chips and other light combustible refuse shall be removed daily from such premises to such vault.

Permits to use certain portion of buildings to be issued; when.

SECTION 3. No person shall hereafter, either as owner, lessee or agent, use or occupy, or permit the occupation and use above the second story of any store, factory, workshop or other structure where any person or persons shall be employed as workmen or workwomen, for wages, in any trade or occupation, or permit the occupation or use of any building more than two stories in height as an inn, or public house where travelers are lodged, or as a tenement house, without first having obtained a permit in writing from the officer hereinafter designated, under the penalty of not less than $25.00 for each and every offense, and a further penalty of $50.00 for each and every day such owner, lessee or agent shall, after the first conviction, neglect or refuse to comply with any of the provisions of this section.

Provisions as to steam boiler furnaces.

SECTION 4. Every steam boiler furnace used within the corporate limits of any city of the first grade of the first class, shall be so constructed or altered, or have attached thereto such sufficient smoke preventives, as to produce the most perfect combustion of fuel or other material from which smoke results, and so as to prevent the production and emission of smoke therefrom, so far as the same is possible. And any person or persons, association or corporation, being the owner or lessee, or having control of any such steam boiler furnace, shall use or allow the use of any such steam boiler furnace which shall not be so constructed, or if already constructed at the time of the passage of this act, shall not be so altered, or shall not have attached thereto such sufficient smoke preventives so as to produce the most perfect combustion of fuel or other material from which smoke results, and so as to prevent the production and emission of all smoke therefrom, so far as the same is possible, or shall fail to keep such steam boiler furnace for the prevention of smoke, and such smoke preventives in good and efficient order and operation, shall be subject to a fine of not less than twenty dollars nor more than fifty dollars for the first offense, and for each subsequent offense shall be fined not less than fifty nor more than one hundred dollars. And no steam boiler furnace shall hereafter be constructed in any such city of the first grade of the first class, except in accordance with the requirements of this section, under the penalty of fifty dollars for each offense.

Smoke prevention.

SECTION 5. Every person having charge of the igniting, making, stoking, feeding or attending any such furnace and any smoke preventives attached thereto in good and efficient order and use, that the least possible smoke shall be produced and emitted therefrom, and any such person who shall fail, or neglect to so ignite, make, stoke, feed, or attend such furnace fire, that the least possible smoke shall be produced or emitted therefrom, or shall fail or neglect to keep such furnace or smoke preventives attached thereto in good and efficient order and use, or shall hinder or disarrange any such furnace or smoke preventives attached thereto, shall be subject to the payment of a penalty of not less than twenty dollars nor more than fifty dollars for the first offense, and not less than fifty dollars nor more than one hundred dollars for each subsequent offense.

Provisions concerning supervising engineer in cities of the first grade of the first class.

SECTION 6. The mayor of the city in every city of the first grade of the first class shall appoint a person of suitable qualifications as supervising engineer, who shall hold his office for the term of two years from and after the date of his appointment, and until his successor is appointed and qualified, and he shall have authority to supervise and require all steam boiler furnaces in such city of the first grade of the first class to be constructed, or if already constructed, to be so altered or have attached thereto such efficient smoke preventives, so as to produce the most perfect combustion of the fuel or other material from which smoke results, and so as to prevent the production and emission of all smoke therefrom so far as the same is possible, and he shall further have authority to supervise the igniting, making, stoking, feeding and attending such steam boiler furnace fires; and he shall also have authority to require the owners, or agents for owners, or lessees of all buildings more than two stories in height, not occupied or used exclusively as private residences, to provide any such building with fire-escapes, of such numbers, construction and material, and in such location as he may determine necessary to the protection of human life in case of fire; and after such determination by the supervising engineer, he may, at any time, by a notice served upon the owner, agent for owner, or lessee of any such building, by leaving with such owner, agent for owner or lessee, or at his or their residence or place of business, a copy of such notice; require such owner, agent for owner or lessee, or either of them, to cause such fire-escape to be placed upon such building within thirty days after the service of such notice; provided, however, that all buildings more than two stories high, used for manufacturing purposes, shall have one fire-escape for every twenty-five persons or less, employed above the second story, or a fire-proof stairway. In case the lessee, owner or agent for owner, or either of them, so served with notice as aforesaid, shall not within thirty days after the service of such notice upon him or them, place or cause to be placed, such fire-escape upon such building, as required by this article and the terms of such notice, he or they shall be subject to a fine of not less than $10.00 nor more than $100.00, and to a further fine of $50.00 for each week of such neglect to comply with such notice after the service of the same; and he shall further have authority, in the performance of the duties of his office, to enter any steam boiler or engine room, or any building not occupied exclusively as a private residence, and any person or persous hindering or obstructing him in the performance of such duties shall be subject to a fine of not less than twenty dollars nor more than fifty dollars, or imprisoned in the work-house for a period not exceeding thirty days.

Supervising engineer to take an oath and give bond.

SECTION 7. The supervising engineer, before entering upon the duties of his office, shall take and subscribe an oath to faithfully and impartially execute the duties of his office; he shall give bond in the sum of $10,000, with two or more good and sufficient sureties, which bond shall be approved by the city solicitor and deposited with the mayor, and he shall receive an annual salary of $2,500, which salary shall be

paid out of the city treasury the same as the salaries of other city officers are paid, and all fines assessed and collected under any of the provisions of this act shall be paid into the city treasury to and for the benefit of the street repairing fund.

His office and duties.

SECTION 8. The supervising engineer shall keep an office in the city hall or other suitable place, as shall be provided by the city council, where he shall keep a record in detail of the business and transaction of his office, and all books, stationery, postage and other necessary expenses to be paid from the city treasury, and it shall be the duty of such supervising engineer to commence and aid in prosecuting information or legal proceedings against persons for a violation of any of the provisions of this act; and to enable the said supervising engineer to carry out in the most prompt and effective manner all of the provisions of this act, the city council shall have the power to provide for the appointment, by the mayor, of an assistant supervising engineer, who shall be subject to the orders and control of the supervising engineer, and who, during the disability or absence of the said supervising engineer, shall have the power and perform all of the duties conferred by this act upon the said supervising engineer, and he shall receive for his services such salary as the city council shall prescribe. In cities of the second grade of the first class, the duties herein required to be performed by the supervising engineer, shall be performed by the inspector of buildings, appointed under an act, passed April 16, 1888, except in so far as relates to the duties of the inspection of smoke, and inspection of boiler and engine.

How provisions of this act applied in cities of second grade of first class.

Penalty for violations not herein provided for.

SECTION 9. The penalty for any violation of any provisions of this act, not otherwise especially provided for, shall be not less than twenty dollars; not more than fifty dollars for the first offense and not less than fifty nor more than one hundred dollars for each subsequent offense.

SECTION 10. All acts or parts of acts inconsistent or in conflict with this act, be and the same are hereby repealed.

SECTION 11. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 27, 1889.

[House Bill No. 830.]

AN ACT

Supplementary to section 475 of the Revised Statutes, as amended April 13, 1888, to be sectionally numbered 475*a*, and also supplementary to section 478 of the Revised Statutes, to be sectionally numbered 478*b*.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 475 of the Revised Statutes, as amended

April 13, 1888, be supplemented by the addition of a section, with sectional numbering as follows, and so as to read as follows:

Official stenographers in certain counties.

Sec. 475*a*. In every county containing a city of the second grade of the first class, a city of more than ninety thousand and less than two hundred thousand inhabitants by the last federal census, the number of official stenographers, not exceeding two, shall be fixed by the judges of the court of common pleas and probate court of such county, and such stenographers shall hold such positions during the pleasure of the judges of said courts.

SECTION 2. That section 478 of the Revised Statutes be supplemented by the addition of a section, with sectional numbering as follows, and so as to read as follows:

Their duties and salary.

Sec. 478*b*. The official stenographers provided for in section 475*a*, shall each receive a salary not to exceed fifteen hundred dollars per annum, to be fixed by the judges making the appointment, which salary shall be in lieu of all per diem fees in said common pleas and probate courts, provided for in this section; and it shall be the duty of the auditor of such county to issue warrants on the treasurer for the payment of such salary out of the general fund, in equal monthly installments, upon presentation to him of a certified copy of the journal entry appointing such stenographer, fixing his salary, and a certificate of one of said judges that such stenographer has performed the duties hereinafter required by him. In such counties it shall be the duty of the official stenographers to report the testimony and the charge of the court to the jury, or the opinion of the court in every case tried in said common pleas and probate courts to court or jury, unless the judge trying the same otherwise directs. They shall also perform without extra compensation, such work as may be required by any [of] the judges of said court in preparing opinions and charges to juries. And in every case so reported there shall be taxed for each day's services of such official stenographer in such case, a fee of five dollars, to be collected as other costs in the case, and, when collected, paid into the treasury of such county.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 27, 1889.

[House Bill No. 1096.]

AN ACT

To supplement section 1141 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the following section shall be supplementary to section 1141, and shall be known and numbered as section 1141*a*.

Recorder in certain counties may appoint deputies.

Sec. 1141*a*. The recorder in counties containing cities of the first grade, second class, may appoint one or more deputies, approved by the court of common pleas, and such appointments shall be in writing and filed with the clerk of said court; but the recorder shall be responsible for his deputy's neglect of duty or misconduct in office; and before entering upon the discharge of their duties, the deputies shall take an oath of office.

SECTION 2. This act shall take effect and be in force on and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 27, 1889.

[House Bill No. 1117.]

AN ACT

To amend section 1129 of the Revised Statutes of Ohio, as amended April 29, 1885 (O. L., v. 82, p. 173).

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 1129 of the Revised Statutes be amended so as to read as follows:

Examinations of county treasury.

Sec. 1129. An inspection and thorough examination of all books, vouchers, accounts, moneys, bonds, securities, and other property in the treasury of the county, shall be made by the auditor and commissioners thereof as often as every six months in each year, and the probate judge shall, once every six months, or oftener, if he deem it necessary, or whenever he is requested so to do in writing by one or more of the bondsmen of the treasurer; and on the day and at the time the treasurer turns over his office and its effects to his successor in office, without notice to any one, he shall appoint, in writing, under the seal of said court, two competent and trustworthy accountants of opposite politics, neither of whom shall have held the office of treasurer or been a clerk in any county office during the two years next preceding such appointment. provided, that persons who have served as examiners under

the provisions of this section shall not again be appointed until the expiration of three years, who, after being sworn to faithfully perform the duties imposed upon them, shall forthwith, without previous notice or intimation to the county treasurer or any other person, of such intended inspection and examination, enter the county treasury, present their authority aforesaid, to the county treasurer, who, upon demand, shall open the vaults and safes of the treasury, and said examiners shall proceed immediately to count the money therein and inspect and examine the books, records and vouchers thereof, and after having counted the money, inspected and examined the books, records and vouchers found therein, make due entry of the same, after which the said examiners shall proceed forthwith to the office of the county auditor and there ascertain how much money the county treasurer stands charged with on the auditor's books. Said auditor shall furnish such accountants with a statement of the exact amount of money, property, bonds, securities, assets and effects, also how much belongs to each particular fund and should be in said treasury; the said accountants shall certify the exact amount of money in the treasury, together with the amount belonging to each particular fund, also all property, bonds, securities, vouchers, assets and effects as aforesaid, in writing, in triplicate, one copy of which certificate shall be recorded in the books of the treasury, and filed by the treasurer in his office, and one copy shall be recorded and filed by the auditor of the county; one copy thereof shall be duly reported to the probate court and be entered of record therein, a copy of which shall be furnished by the probate judge for publication one week, in two newspapers of opposite politics, of general circulation in the county in which such examination is made, and said accountants so appointed and performing the duties therein required, shall be paid five dollars per day for the time necessary to the performance of the same, out of the county treasury, on a warrant drawn by the county auditor and approved by the certificate of said court, particularly specifying the duty performed; and the auditor of state is authorized, when, from information filed in his office, or from other cause, he deems it necessary for the safety and security of the public funds, to appoint a competent accountant, who shall, in like manner, proceed to examine the county auditor's office, or if so directed also the county treasury, and count the funds therein, and have the same powers and receive the same compensation, to be paid in the same manner as examiners appointed by a probate judge, and in addition thereto his necessary expenses incurred, to be approved by the auditor of state, and such examiner shall, immediately after ascertaining the condition of the county treasury, and the amount of money therein, certify the same in the manner aforesaid, and file one copy of the certificate with the county auditor, and one with the county treasurer, and transmit one copy to the auditor of state, to be filed in his office, and the county treasurer and county auditor shall submit the offices, books, safes, moneys, papers, and effects thereto belonging to the inspection of such

examiner or examiners, on demand; provided, that in counties in which the county treasurer is also city treasurer by virtue of law, the examination herein provided for shall embrace the funds belonging to the city, and the city clerk or city auditor shall perform the same duties herein required of the county auditor. Any officer or person violating any of the provisions of this section, shall be fined in any sum not exceeding one thousand nor less than one hundered dollars, or be imprisoned in the penitentiary not more than five years, or both, at the discretion of the court.

SECTION 2. Said original section 1129, as amended April 29, 1885, is hereby repealed; and this act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 27, 1889.

[House Bill No. 1118.]

AN ACT

To amend section 2865 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 2865 of the Revised Statutes be amended to read as follows:

Fees for publication of delinquent and forfeited land list.

SEC. 2865. There shall hereafter be allowed to the publishers of newspapers, for advertising the delinquent and forfeited lists of the several counties, and the notice of sale, a sum not exceeding the following rates: For the notice of sale, ten dollars; for designating the several school districts, townships, hamlets, villages and cities, and the several wards in any city, fifty cents each; and for each tract of land, city or town lot, or part of lot, contained in each of said lists, thirty cents; and there shall be added to the tax on each item so advertised, the sum of fifty cents to pay the cost of such advertising: provided, that in no case shall a greater sum than one-half of the taxes and penalties, due on any tract, lot, or part of lot, be allowed for advertising such tract, lot, or part of lot; and no such property shall be published in said list, as delinquent, on which the taxes and penalty shall have been paid on or before the twentieth day of December.

SECTION 2. Said original section 2865 is hereby repealed; and this act shall be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 27, 1889.

[House Bill No. 1131.]

AN ACT

Supplementary to section 3184 of the Revised Statutes, as amended March 22, 1881 (78 v., 78), to be sectionally numbered 3184*a*.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 3184 of the Revised Statutes, as amended March 22, 1881 (78 v., 78), be supplemented by the addition of a section with sectional numbering as follows, and so as to read as follows:

Lien upon mines for labor.

Sec. 3184*a*. Any person who performs labor in mining coal, or removing the same from the mines, or other manual labor connected therewith, for any coal or mining company owning, operating, or leasing coal mines within this state, by virtue of a contract with the owner, owners, or his or their authorized agent, shall have a lien to secure the payment for the same upon the mine or mines of such company and upon all the rights of the company or corporation owning or leasing such mines, and upon all the personal property of any such company or corporation used in conducting their business of mining coal, whether the same be located at or near the mines or elsewhere.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 27, 1889.

[House Bill No. 1136.]

AN ACT

For the relief of the poor in counties having no county infirmary.

Relief of poo in counties having no in firmary.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the trustees of a township in any county in the state of Ohio, having no county infirmary, may contract with one or more competent physicians to furnish medical relief and medicines necessary for the paupers of their respective townships, who come under their charge under the laws of Ohio; but no such contract shall extend beyond two years.

SECTION 2. These contracts shall be given to the lowest competent bidder, the trustees reserving the right to reject any and all bids and to annul any such contract at any time, for proper cause.

SECTION 3. That when the trustees of any such township shall enter into such contract, as herein provided, said township shall not be liable for any relief thereafter furnished any

pauper under the provisions of section 1494, Revised Statutes, so long as such contract remains in force.

SECTION 4. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 27, 1889.

[House Bill No. 1165.]

AN ACT

To amend section 2253 of the Revised Statutes.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 2253 of the Revised Statutes of Ohio be amended so as to read as follows:

When execution of order may be suspended.

Sec. 2253. When such petition is filed, the court of common pleas, or probate court, as the case may be, may suspend the execution of any order which may have been made, on such terms as may be deemed proper, and may require a bond with security for the payment of any damages or costs which may be thereby occasioned; but in all cases, whether upon error, or upon appeal as provided for in section 2254, where the municipal corporation pays or secures by a deposit of money the compensation assessed by the jury, and gives such security as may be deemed adequate to pay any further compensation and all damages and costs which may be thereafter adjudged, and the right to take and hold the property condemned shall not be affected by any such review or appeal.

SECTION 2. That section 2253 of the Revised Statutes be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in force on and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 27, 1889.

[House Bill No. 1206.]

AN ACT

To authorize the Ohio state board of agriculture to issue bonds to refund indebtedness.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the Ohio state board of agriculture be and is

hereby authorized to issue bonds not to exceed the sum of fifty thousand dollars, for the purpose of refunding the debt incurred by the Ohio centennial exposition. Ohio state board of agriculture empowered to issue bonds.

SECTION 2. Said bonds shall be issued in denominations of $500.00 each, and shall be made payable in sums of $5,000.00 annually from the date thereof until paid, and shall bear interest at a rate not exceeding six per cent. per annum, payable annually, and shall not be sold for less than their par value. Said bonds shall be signed by the president of said board and countersigned by the secretary.

SECTION 3. The said state board of agriculture is hereby authorized to secure the payment of said bonds and interest by mortgage on the state fair grounds with the improvements thereon, and the money received from the sale of said bonds shall be applied to the payment of said indebtedness and to no other purpose.

SECTION 4. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 27, 1889.

[House Bill No. 1249.]

AN ACT

To amend section 2 of an act to amend "an act to secure prompt payment of wages to certain employes twice in each month," passed March 21, 1887 (vol. 84, p. 214), as amended April 14, 1888 (vol. 85, p. 251).

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 2 of the above recited act be so amended as to read as follows: Penalty for refusing to pay.

Sec. 2. Any corporation mentioned in section 1 of this act, violating any provisions of this act, shall be punished by a fine not exceeding one hundred and not less than fifty dollars. Justices of the peace, mayors and police judges shall have final jurisdiction in all cases arising under the provisions of this act; and a corporation shall be notified by warrant to be served upon the president, secretary, treasurer, or managing agent thereof; provided, that the defendant shall be entitled, on demand, to a trial by jury. If such prosecution be before a justice of the peace, and a trial by jury be not waived, the said justice shall issue a venire to any constable of the county, containing the names of sixteen electors of the county, to serve as jurors to try such case, and make due return thereof. Each party shall be entitled to two peremptory challenges, and shall be subject to the same challenges as jurors are sub- As to trial under this section.

ject to in criminal cases in the court of common pleas. If the venire of sixteen names be exhausted without obtaining the required number to fill the panel, the justice may direct the constable to summon any of the by-standers to act as jurors; but costs shall not be required to be advanced or paid by a person or an officer authorized or required by statute to prosecute such cases; and if the defendant be acquitted, or if he be convicted, and committed to jail in default of payment of fine and costs, the justice, mayor, or police judge, before whom the case was brought, shall certify such costs to the county auditor, who shall examine, and, if necessary, correct the account, and issue his warrant to the county treasurer in favor of the respective officers to whom costs are due for the amount due to each; provided, complaint for such violation is made within thirty days from date thereof; providing, that in pursuance of and under this act there shall not be more than one conviction of the same corporation during any two weeks. And it shall be the duty of the inspector of shops and factories, on complaint of three or more employes of such corporation, to enforce the provisions of this act.

SECTION 2. That section 2 of the above recited act be and the same is hereby repealed.

SECTION 3. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 27, 1889.

[House Bill No. 1277.]

AN ACT

To authorize villages having a population of 4,777 at the last preceding federal census to issue bonds to improve the streets and avenues.

Certain villages authorized to issue bonds to improve streets.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the village council in any village having a population of 4,777 at the last preceding federal census, is hereby authorized to issue the bonds of said village in a sum not exceeding fifteen thousand dollars, in denominations of not more than one thousand dollars each, bearing interest at a rate not exceeding six per cent. per annum, payable semi-annually, and redeemable at a period not exceeding ten years from the date of issue. Said bonds shall be signed by the mayor and countersigned by the clerk of said village, and shall not be sold for less than their par value, and may be issued and sold at such times and in such amounts as the council of said village shall determine by ordinance.

How proceeds of bonds applied.

SECTION 2. The money arising from the sale of said bonds shall be used by the council of said village for the purpose of paving, flagging or improving such streets and avenues

thereof with stone, or other suitable material, as shall be paved, flagged or improved under the general plan of requiring two-thirds of the cost of such paving, flagging or improving to be paid by the owners of the property abutting thereon, and for no other purpose whatever.

Duty of council under this act.

SECTION 3. Whenever the bonds of any village shall be issued as provided by this act, it shall be the duty of the council thereof to levy a tax, not exceeding two mills on the dollar in any one year, in addition to the amount already allowed by law, on all the taxable property of said village sufficient to pay the interest accruing semi-annually on said bonds so issued, and to create a sinking fund for the payment of the principal thereof as the same shall fall due.

As to vote on question.

SECTION 4. Before said bonds shall be issued, the council of said village shall submit the question of such issue and taxation to the qualified electors of said village at a general election held in said village at the usual places of holding elections, or at a special election called for that purpose, at such place or places as the council may designate, of which proper notice shall be given in either case by publication in two newspapers published in said village, for two consecutive weeks prior to such election; those electors who favor the issue of said bonds shall have written or printed on their ballots the words, "Paving or flagging tax—Yes;" and those opposed to such issue shall have written or printed on their ballots the words, "Paving or flagging tax—No;" and a majority of the votes cast at said election in favor of said paving or flagging tax shall authorize the issue of said bonds and the levy of said tax by said council.

SECTION 5. The act passed March 3, 1888 (85 v., p. 386), is hereby repealed; and this act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 27, 1889.

[House Bill No. 1287.]

AN ACT

To authorize county auditors of certain counties to publish delinquent tax lists.

Authorizing county auditors to publish delinquent tax list.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That in any county where the county auditor heretofore by inadvertence, mistake, or otherwise, shall have omitted to publish the delinquent list of his county according to the requirements of law, the publication shall be made

according to the provisions of section 2868 of the Revised Statutes.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 27, 1889.

[House Bill No. 459.]

AN ACT

To amend section 629, as amended February 23, 1886, of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section six hundred and twenty-nine, as amended February 23, 1886 (v. 83, p. 6), be so amended as to read as follows:

Trustees, etc., not eligible for employe or superintendent or steward.

Sec. 629. No trustee, commissioner, manager or director of any benevolent, reformatory or penal institution of the state or of any county therein, is eligible to the office of superintendent or steward, as an employe of such institution during the term for which he was appointed, nor within one year after his term expires; nor shall any officer or employe of any such institution be related by blood or marriage to either of said trustees.

SECTION 2. Said section 629, as amended February 23, 1886, is hereby repealed; and this act shall be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 27, 1889.

[House Bill No. 794.]

AN ACT

To supplement an act entitled "an act supplementary to section 2559 of the Revised Statutes of Ohio," as amended April 13, 1888 (O. L., 85, p. 215).

Bonds shall be issued for additional funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the following paragraph be enacted as supplementary to section 2559 of the Revised Statutes of Ohio, as amended April 13, 1888, with numbering as follows:

17. To provide additional funds for the purpose of extending, making alterations in the plans of such city hall, or

making alterations in the contracts for the erection of such city hall, and for completing the same, the board of public affairs of any such city shall issue the bonds of said city in any amount not to exceed the sum of two hundred and fifty thousand dollars ($250,000), in the manner, on the terms and under the conditions provided in paragraph twelve hereof; provided, that it shall be the duty of the board of trustees appointed under the provisions of this act, immediately upon the passage hereof, to at once proceed to remove any old buildings that may be necessary to remove, or dispose of, for the purpose of extending such city hall, and making any additions, alterations or changes in the plans hereof, and said board of trustees may make such additions, alterations or changes, upon the same terms and for the same prices agreed to be paid in existing contracts, but nothing herein shall prevent said city hall trustees from letting said additional work to the lowest and best bidder, after due advertisement, if, in their judgment, it would be to the interest of said city to so let said additional work.

SECTION 2 This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 27, 1889.

[House Bill No. 796.]

AN ACT

To create and perpetuate a board of trustees of the firemen's pension fund, and to provide and distribute such fund for the pensioning of disabled firemen, and the widows and minor children and dependent mothers and fathers of deceased firemen; to authorize the retirement from all service, or the relief from active service, and the pensioning of any such member of the fire department, and for the other purposes in connection therewith, in cities of the first grade of the first class.

Trustees of firemen's pension fund.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the persons who, from time to time compose the board of fire commissioners of any city of the first grade of the first class, and five other persons, members of the fire department therein, elected as hereinafter provided, shall constitute and be the trustees for the distribution of the pension fund now existing or hereinafter provided, and shall be called the board of trustees of the firemen's pension fund.

Composed of whom.

SECTION 2. The five persons to be elected as such trustees, shall, together with five other persons, also members of the said fire department, be nominated for such office of trustees in a convention to be composed of one delegate from each

engine, chemical engine, fire boat, hook and ladder or hose company, fire alarm telegraph company, and from the general office belonging to the fire department of any such city, and convene at least two weeks prior to the election of such five persons. That such election shall be held in the respective houses or headquarters of such engine, chemical engine, fire boat, hook and ladder or hose company, telegraph department or general office, and to be by ballot cast by the members of said fire department between the hours of nine o'clock in the forenoon and six o'clock in the afternoon, on the first Tuesday of January, in each and every year hereafter, except the first election, which shall be held within thirty days after and by virtue of the passage of this act. That every such member shall be entitled to cast only one ballot, that no ballot shall contain the names of more than five persons, and the persons receiving the highest number of votes shall be declared elected as such trustees, and hold their offices until their successors are duly elected. That the captain, or officer in command of any such company, on the day of, and immediately after holding such election, shall canvass, count and certify in writing the numbers of ballots cast, and the vote received by each candidate for the office of trustee. After signing such certificate, said captain or officer in command shall at once address and deliver, or mail the same to the secretary of the board of trustees. That the president and secretary of the board of trustees, shall, together, within three days after the receipt of such certificates by said secretary, open the same, and ascertain and determine the total number of votes so cast at said election for the different persons for the office of trustee, as returned by said captain or officer in command, and under the respective hands of such president and secretary issue certificates of their election to the five persons elected as such trustees. In case of a tie vote being received by any two persons for the office of said trustee, such tie vote shall be decided by casting lots, or in any other way which may be agreed upon by and between the persons for whom such tie vote was cast. No election shall be set aside for want of formality in balloting by such members, or certifying or remitting the returns of any such election by said captain or officer in charge.

How elected.

President and secretary.

SECTION 3. The president and secretary of the board of fire commissioners in such cities, shall also be respectively the president and secretary of said board of trustees of the firemen's pension fund. It is hereby made the duty of the said secretary to keep a full record of all the proceedings of said board of trustees, and all actions taken by it in regard to the said pension fund without additional compensation.

Duties of county treasurers in certain counties.

SECTION 4. That the county treasurers of counties containing a city of the first grade of the first class shall annually, at the time of their annual settlement with the auditors of their respective counties, pay over to the treasurer of such city one-half of the amount to which such city is entitled under its annual levy of all the taxes paid into the treasury of such county by insurance companies incorporated by the authority of any other state or government, and doing busi-

ness in any such city, on the gross receipts of every such insurance company, under and by virtue of the provisions of section 2745 of the Revised Statutes, during the half-year preceding such annual settlement, and the money so paid over to such city treasurer shall, together with the amount heretofore so paid, constitute a pension fund for the purposes and objects hereinafter set forth.

Failure of insurance companies to make return.

SECTION 5. In case any such insurance company shall fail to make return to the office of the auditor of the county in which the office or agency of such insurance company may be kept, in the month of February, annually, the amount of the gross receipts of such agency for entry upon the tax list of the proper county, such auditor shall forthwith give notice of such failure to the superintendent of insurance, and said superintendent shall, upon the receipt of such notice from said auditor, forthwith revoke and recall the license and authority to such insurance company to do or transact business within this state, and no renewal of authority shall be granted to such insurance company for three years after such revocation, and it shall be prohibited from transacting any business in this state until again duly licensed and authorized so to do, and the said returns shall have been duly made. In each and every case of failure of the said auditor to give such notice to said superintendent of insurance, said auditor being cognizant of the existence of such company and of the transaction of business by the same, such auditor shall forfeit and pay to said city for the use and benefit of said pension fund, the sum of one hundred dollars, such forfeiture to be recovered of said auditor in an action at law therefor, brought against him by any person in the name of any such city, and before any court of competent jurisdiction.

Duty of county auditors.

SECTION 6. That it shall be the duty of the said auditor to make out and deliver to the said board of trustees, annually, on the first of May in each and every year hereafter, a correct statement of the name, and agent's name of every such insurance company so doing business in said city, together with the amount of the gross receipts of every such insurance company, as returned by said agent or company to said auditor for the year previous to the first day of May. In case of the failure of said auditor to make out and deliver to said board of trustees any such annual statement at the time named in each and every year hereafter, such auditor shall forfeit and pay to said board of trustees, for the use and benefit of said pension fund, the sum of five hundred dollars, said forfeiture to be sued for and recovered of such auditor in an action at law, brought against him by any person in the name of any such city, and before any court of competent jurisdiction.

County treasurer to deliver certain statement to trustees of pension fund.

SECTION 7. That it shall be the duty of the treasurer of said county to make out and deliver to the said board of trustees, on the first day of January, in each and every year hereafter, a statement of the name of every such insurance company doing business in said city, together with the amount of taxes paid into the treasury of such county by such insurance company, for the year or part thereof, prior to the making and delivery

of such semi-annual statements of said treasurer to such board of trustees.

Powers of commissioners to impose fines.

SECTION 8. That the said board of five commissioners may impose fines upon any member of the fire department in any such city, by way of discipline or punishment, detain and collect the same from the pay and salary of such member, and such fines, together with all the rewards in money, fees, gifts and emoluments, that may be paid or given especially to such pension fund, on account of extraordinary service by said fire department, or any member thereof (except when allowed to be retained by such member, or given to endow a medal or other permanent or competitive reward), and all proceeds of suits for penalties for the violation of any provision of any statute of this state, or ordinances of said city, with the execution of which the said fire department, or any of its officers or members, is now, or hereafter may be charged, and any license or other fees payable under the same, shall be paid to and received by the said city treasurer, and applied by him to the said pension fund. And the said board of trustees may take by gift, grant, devise, or bequest, any money, real estate or personal property, right of property, or other valuable thing, the annual income of which shall not exceed fifty thousand dollars in the whole, and such money, real estate or personal property, right of property or other valuable thing so obtained, shall in like manner be paid to and applied by such city treasurer to the said pension fund, and also to the use of such fund by deposit, investment or profit, as hereinafter provided, or as such board of trustees shall direct; provided, that the sum of one hundred thousand dollars, which may be received and accumulated under the provisions of this act, shall be, when so received and accumulated, retained as a permanent fund, the annual income of which may alone be available for uses and purposes of the said pension fund.

Treasurer to give bond.

SECTION 9. That the treasurer of every such city shall execute a bond with sufficient sureties, to the city, for the faithful performance of his duties as the custodian of such pension fund, in like manner as his present official bond as such treasurer is drawn, executed and filed, and in such penal sum as the said board of trustees shall direct.

Board of trustees may invest funds.

SECTION 10. That the said board of trustees shall have power to draw such pension fund from the treasury of such city, and may invest the said fund in the name of the board of trustees of the firemen's pension fund, in interest bearing bonds of the United States, the state of Ohio, or any county in this state or of said cities, or of any township, incorporated village or other municipal corporation in the said state of Ohio, when the power to issue said bonds is derived from either general or special legislative authority, that the said bonds shall, before the same are issued to the said board of trustees, be registered in the office of the treasurer of the United States, or said state of Ohio, or county, city, township, incorporated village or municipal corporation in this state issuing the same, and bear upon their face the printed or legible written fact of such registry, together with the book and page

and the date and place of such registry. And in such cities it shall be the duty of the trustees of the sinking fund of said cities, upon the application being made to them for that purpose by the trustees of the firemen's pension fund, to receive such bonds, and safely keep the same, and deliver the same to said board of trustees of the firemen's pension fund, only on the order of said board, signed by the president and two members thereof, and countersigned by the secretary. The said board of trustees shall make reports to the common council of the condition of said pension fund, on the first day of January, of each and every year.

When members of fire department may draw upon fund.

SECTION 11. If any member of the fire department of any such city shall, while in the performance of his duty, become, or be found upon examination by a medical officer, ordered by said board of trustees, to be physically or mentally permanently disabled, so as to render necessary his retirement from all services in the said fire department, such board of fire commissioners shall have power to retire such permanently disabled member from all service in the said fire department, and upon such retirement, the said board of trustees shall authorize the payment to such permanently disabled member, monthly, from the said pension fund, the sum of fifty ($50) dollars. If any member of said fire department shall, while in the performance of his duty be killed, or die from the effects of any injury thus received, or of any disease thus contracted, or if any member of said fire department shall, after ten years' service therein, or while retired, die from any cause, such member so killed or dying from said injuries or disease, or after said term of service or retirement, shall leave a widow or minor child or children, under sixteen years of age, or a mother who depended upon him for support, said board of trustees shall authorize and direct the payment from the said pension fund the following sums monthly, to-wit: to such widow while unmarried, the sum of twenty dollars; to the guardian of such minor child or children, six dollars for each of said children, until each child shall respectively arrive at the age of sixteen years, and twenty dollars to such dependent mother until she re-marries; and in case there is no dependent mother, but a father who is dependent upon such member for support, such dependent father shall be paid the same sum monthly, as provided herein to be paid to a dependent mother; provided, however, that if [at] any time there should not be sufficient money or bonds to pay to each person entitled to the benefit thereof the full amount as hereinbefore stated, then, and in that event, an equal percentage of said monthly payments shall be made to each beneficiary thereof, until said fund is so replenished as to warrant payment in full to each of said beneficiaries.

Pension in case of partial disability.

SECTION 12. In case of the partial, permanent disability of any member of said fire department, caused in or induced by the actual performance of the duties of his position as such member, or which shall have occurred before the expiration of ten years' service in the said fire department, the said board of fire commissioners, upon an examination of

such partially permanently disabled member by the medical officer ordered by the said board of trustees, shall have power to relieve such partially permanently disabled member from actual service at fires, and the said board of trustees, upon such member being so relieved, shall authorize the payment to such partially permanetly disabled member, monthly from the said pension fund, a sum not less than thirty dollars or more than forty dollars, or in proportion to the number of beneficiaries of said fund, [as the condition of said pension fund] may warrant. The member so partially permanently disabled and relieved from active service at fires, shall remain a member of said fire department, subject to the rules governing the same, and may be ordered by the said board of fire commissioners to the performance of such light duties as the medical officer ordered by said board of fire commissioners may certify him qualified to perform, and the said board of fire commissioners shall, out of the general fund of said fire department, fix and pay such additional compensation for the performance of said light duties, as the circumstances and merit of each case [in its discretion] may warrant. Such pension and additional compensation so paid to such partially permanently disabled member mentioned in this and the preceding sections of this act, shall be in lieu of any salary received by such member at the date of his being so relieved from active service at fires, and the said city shall not be liable for the payment of any other claim or demand for services hereafter rendered by such partially permanently disabled member.

When members of fire department may be retired.

SECTION 13. Any member of the said fire department, after twenty-five years' service in said fire department shall, upon his written application to the said board of fire commissioners, be retired from all service in said fire department, and the said board of trustees, upon such member being so retired, shall authorize the payment to such retired member, monthly, from the said pension fund, the sum of forty dollars, or in proportion to the number of beneficiaries of said fund as the condition of said pension fund will warrant. That the payment of such pension shall be made by drafts drawn by the order of said board of trustees signed by the president and countersigned by the said secretary.

Pension fund exempt from execution and process before or after its distribution.

SECTION 14. That no portion of the said pension fund shall, either before or after its order of distribution by the said board of trustees to such disabled member of said fire department, or to the widow or guardian of the minor child or children, or to the dependent mother or father of a deceased or retired member of such department, be held, seized, taken, subjugated, detained or levied on by virtue of any attachment, execution, injunction, writ, interlocutory, or other order or decree, or any process or proceeding whatever, issued out of, or by any court in this state, for the payment or satisfaction, in whole or in part, of any debt, damages claimed, and judgment, fine or amercement of such member, or his said widow, or the guardian of his minor child or children, or of the dependent mother or father or any deceased member; but the said fund shall be sacredly held, kept, secured, promoted and distributed, for the purpose of pensioning the persons named

in this act, and for no other purposes whatever; provided however, that no person shall be considered a member of the fire department within the meaning of this act, or entitled to its benefits, except the fire-marshal and assistant fire-marshal, captain, lieutenants, engineers, stokers, pipemen, drivers, truckmen, assistant superintendent, operators, repairers or line men of the fire alarm telegraph, and all substitutes regularly appointed by the said fire-marshal, according to the rules of said fire department, while in the actual performance of their duties as substitute members; providing, that all members deriving benefits under the act of March 29, 1883 entitled "an act to amend section 1 of an act entitled 'an act, to provide for the relief of disabled firemen, in cities of the second grade of the first class,' as amended April 16, 1881 (78 O. L., 137), and to amend sections 2 and 3 of said original act, (77 O. L., 309)," shall be deemed beneficiaries under this act, and shall receive benefits equal in amount, and under like conditions as those who shall hereafter be made beneficiaries under this act.

SECTION 15. That all acts or parts of acts inconsistent with this act be and the same are hereby repealed; and this act shall take effect on it passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 27, 1889.

[House Bill No. 844.]

AN ACT

To amend section 1692 of the Revised Statutes of Ohio, as amended April 20, 1881.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 1692 of the Revised Statutes of Ohio be so amended as to read as follows:

Sec. 1692. In addition to the powers specifically granted in this title, and subject to the exceptions and limitations in other parts of it, cities and villages shall have the general powers enumerated in this section, and the council may provide, by ordinance, for the exercise and enforcement of the same.

1. To prevent riots, gambling, noise, and disturbance, indecent and disorderly conduct or assemblages, and preserve the peace and good order, and protect the property of the municipal corporation and its inhabitants. Riots, gambling, etc.

2. To regulate billiard-tables, nine or ten-pin alleys or tables, and ball-alleys; and to authorize the destruction of instruments or devices used for the purpose of gambling. Billiards, ten-pins, etc.

Nuisance.

3. To prevent injury or annoyance from anything dangerous, offensive, or unwholesome, and to cause any nuisance to be abated.

Houses of ill-fame.

4. To suppress and restrain disorderly houses and houses of ill-fame, and to provide for the punishment of all lewd and lascivious behavior in the streets and other public places.

Beer saloons.

5. To regulate ale, beer, and porter houses and shops.

Taverns.

6. To regulate taverns and other houses for public entertainments.

Theatrical exhibitions.

7. To regulate, restrain or prohibit theatrical exhibitions and public shows, and exhibitions, of whatever name or nature, for which money or other reward is in any manner demanded or received; but lectures on historic, literary or scientific subjects shall not come within the provisions of this section.

Auction of animals.

8. To regulate or prohibit the sale of live domestic animals at public auction in the streets, alleys, highways or any public ground within the corporation.

Auctions.

9. To regulate auctioneering, and to regulate, license or prohibit the sale at auction of goods, wares, and merchandise imported into the corporation for the purpose of being sold at auction.

Carriages, drays, etc.

10. To regulate the use of carts, drays, wagons, hackney coaches, omnibuses, and every description of carriages which may be kept for hire, or livery stable purposes.

Animals running at large.

11. To regulate, restrain and prohibit the running at large, within the corporation, of cattle, horses, swine, sheep, goats, geese, and other animals, and to impound and hold the same; and on notice to the owners, to authorize the sale of the same, or any portion thereof, for the penalty imposed by any ordinance, and the cost and expenses of the proceedings.

Dogs.

12. To regulate or prohibit the running at large of dogs, and provide against injuries and annoyances therefrom, and to authorize the destruction of the same when running at large contrary to the provisions of any ordinance to that effect.

Fast driving.

13. To prevent and punish fast driving or riding of animals, or fast driving or propelling of vehicles through the public highways.

Explosions.

14. To regulate the transportation and keeping of gunpowder and other explosives and dangerous combustibles, and to provide or license magazines for the same.

Transportation.

15. To regulate the transportation of articles through the streets, and prevent injuries to the streets from overloaded vehicles.

Weighing.

16. To regulate the weighing and measuring of hay, wood, and coal, and other articles exposed for sale.

Fire.

17 To guard against injuries by fire.

Streets.

18. To lay off, establish, open, widen, narrow, straighten, extend, keep in order and repair, and to light streets, alleys, public grounds, and buildings, wharves, landing places, bridges, and market spaces within the corporation, including

any portion of any turnpike or plank road therein, surrendered to or condemned by the corporation, and to provide for laying down gas pipes.

Canals. 19. To construct, open, enlarge, excavate, improve, deepen, straighten, or extend any canal, ship-canal, or water-course located in whole or in part within the corporation.

Street cleaning. 20. To regulate the cleaning and sprinkling of streets, alleys and public grounds.

Sewers. 21. To open, construct, and keep in repair sewers, drains, and ditches.

Privies. 22. To establish, repair, and regulate water-closets and privies.

Hospitals. 23. To erect, establish, regulate, and repair pest-houses, hospitals, and infirmaries.

Board of health. 24. To establish a board of health and invest it with such powers and impose upon it such duties as may be necessary to secure the inhabitants from the evils of contagious, malignant and infectious diseases.

Jails. 25. To build jails or other places of confinement, and to regulate the same.

Markets. 26. To erect market-houses, and to establish and regulate markets.

Buildings and fences. 27. To regulate the erection of buildings, fences, and other structures within the corporate limits.

Cemeteries. 28. To provide public cemeteries, and for the improvement and protection thereof, and to regulate the burial of the dead.

Police. 29. To organize and maintain a police department.

Fire department. 30. To organize and maintain a fire department, erect necessary buildings therefor, and to purchase and hold all necessary hose, engines, carts, ladders, carriages, tools and implements therefor.

Water. 31. To provide for a supply of water, by the construction of wells, pumps, cisterns, aqueducts, water-pipes, reservoirs, and water-works, and for the protection thereof, and to prevent unnecessary waste of water, and the pollution thereof.

Park. 32. To hold and improve public grounds and parks, and to provide for the protection and preservation of the same.

Appropriation of property. 33. To appropriate private property for the use of the corporation.

Power to purchase real estate. 34. To acquire, by purchase, or otherwise, and hold real estate, or any interest therein, and other property for the use of the corporation, and to sell or lease the same.

Public schools. 35. To erect and maintain buildings for public schools.

Halls. 36. To erect and maintain public halls.

Libraries. 37. To establish and maintain free, public libraries and reading rooms, and to purchase books, papers, maps, and manuscript therefor, and to receive donations and bequests of money or property for the same in trust or otherwise; and the council may appoint such trustees or officers, and confer on them such authority as may be necessary to render any

reading room so established of public utility; and may, also, pass necessary by-laws and regulations for the protection and government of the same.

Ferries. 38. To license and regulate ferries within the corporate limits.

Bequests. 39. To accept bequests made by will, upon conditions and limitations contained in the will; and any city or village accepting such a bequest shall be bound to faithfully carry out all the stipulations of the will in relation to the bequest, and the council of any such city or village is hereby authorized to make any and all rules and regulations by ordinance that may be required to carry out fully all the provisions of the will in relation to the bequest.

License. 40. To license and regulate the sale of produce and other merchandise, from canal-boats, vessels, cars on the railroad tracks, and railroad depots, and cities of the first grade of the first class in addition to the powers hereinbefore granted, shall have the power to regulate and compel the consumption of the smoke emitted by the burning of coal, and to prevent injury and annoyance from the same.

SECTION 2. That said section 1692 be and the same is hereby repealed; and this act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 27, 1889.

[House Bill No. 853.]

AN ACT

To amend sections 1 and 2 of an act passed March 13, 1888, entitled an act to encourage the destruction of the woodchuck or ground-hog (vol. 85, p. 79).

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That sections 1 and 2 of the above recited act be so amended as to read as follows:

Offering bounty for killing ground-hogs. Sec. 1. That any one killing an animal known as the woodchuck or ground-hog, between the first day of March and the first day of November in any one year, shall, on the presentation of the scalp of such animal to the clerk of the township wherein such animal was captured and killed, be entitled to a certificate to the amount of ten cents for each scalp so produced; provided, that the clerk of the township shall in no case issue such certificate, unless there is at the time of issuing the same, a fund in the township treasury out of which to pay the same, which fund shall have been set apart out of the general fund of the township, or shall have been raised by a levy for such purpose by the township trus-

tees, and shall be known as the ground-hog fund, and the trustees of any township may, in their discretion, create such fund, which in no year shall exceed the sum of two hundred dollars, and any amount of such fund which shall remain unexpended upon the first day of December of each year, shall be credited to the general fund of the township.

How paid.

Sec. 2. In any township in which there shall be to the credit of the ground-hog fund any money, yet unexpended, it shall be the duty of the clerk, upon the presentation of the scalp of such animal, to destroy the same and issue his certificate to the person entitled to the reward aforesaid, on the treasurer of said township for the amount due such person; the same to be paid out of the "ground-hog fund" of the township; provided, that in each township, no greater amount than two hundred dollars in any one year shall be expended for the purposes herein named; and the trustees shall allow the township clerk a reasonable compensation for the services herein required; provided, that no scalp shall be redeemed which shall have been taken from an animal captured or killed on the Sabbath day.

SECTION 2. That sections 1 and 2 of the above named act, passed March 13, 1888 (vol. 85), be and the same are hereby repealed.

SECTION 3. This act to take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 27, 1889.

[House Bill No. 1055.]

AN ACT

To authorize city councils of the cities of the first grade of the second class to issue bonds for sewer purposes.

Cities of first grade, second class, authorized to construct sewers.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the city council of any city of the first grade of the second class be and it is hereby authorized and empowered, for the purpose of constructing main trunk sewers, to issue from time to time the bonds of said city for any sum not exceeding in the aggregate forty-seven thousand dollars above the amount of bonds for like purposes heretofore issued by such city.

As to bonds issued for same.

SECTION 2. Such bonds shall run for such length of time, and shall bear such rate of interest, not exceeding six per cent. per annum, and such interest shall be payable annually or semi-annually, as such council may determine. Such bonds shall be designated, issued and sold in all respects in such

manner as is, or may be, prescribed by law for the designation, issuing and sale of bonds of such municipal corporation, and the proceeds of all sales thereof shall be applied exclusively to the purpose for which they are issued.

Interest and principal; how paid.

SECTION 3. For the purpose of paying the principal and interest of any bonds which may be issued under the authority of this act as they mature, respectively, the city council of such city is hereby authorized and empowered to levy and collect, annually, such rate and amount of taxes on each dollar of valuation of taxable property in the corporation on the tax duplicate, not to exceed one-tenth of one mill, as the council may determine, additional in rate and amount to the aggregate rate and aggregate amount of all taxes now or hereafter to be authorized by law to be levied or ordered by such municipal corporation.

SECTION 4. This act shall take effect from its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 27, 1889.

[House Bill No. 1211.]

AN ACT

To amend section 1045 of the Revised Statutes of Ohio.

Provisions governing certain counties.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 1045 of the Revised Statutes be so amended as to read as follows:

Sec. 1045. The county auditor shall, within ten days after he has made each semi-annual settlement with the county treasurer, transmit to the auditor of state a duplicate of each of the several certificates and abstracts required to be made in the settlement; and in counties containing a city of the first and second grade of the first class, he shall also transmit to the auditor or comptroller of said city a certified abstract which shall show:

First. The original amount of all taxes levied by the city council, except the sewer district taxes as shown by the tax duplicate, the subsequent additions thereto, the delinquencies and forfeitures of former years, the taxes ascertained to be erroneous and remitted before payment, the taxes ascertained to be erroneous and refunded after payment, the fees and costs of collections, the net total due the city and the opportionment thereof to its various funds.

Secondly. For the liquor traffic tax, the number of saloons taxed, the total tax thereon, the delinquencies and uncollected tax, the penalties, the fees and costs of collection,

the tax refunded, the net amount due the city and its distribution to the proper funds.

Thirdly. For each sewer district, the total amount of sewer tax levied thereon for the year, the delinquencies of former years not prior to 1887, the amount collected, the fees thereon, the amount remaining unpaid, and the net amount due the city.

Fourthly. For each special assessment, the amount of the tax list certified for collection or the balance unpaid thereon at the last settlement, as the case may be, the amount collected, the fees thereon, the net amount due the city, and the amount remaining uncollected, and

Fifthly. Such other and further facts, and in such form, as the city auditor, by and with the approval of the city council, shall prescribe.

SECTION 2. Said original section 1045 of the Revised Statutes is hereby repealed; and this act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March, 27, 1889.

[Senate Bill No. 28.]

AN ACT

To amend section 7284 of the Revised Statutes of Ohio, and to permit husband and wife to testify in each other's behalf in criminal cases.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 7284 of the Revised Statutes of Ohio be amended so as to read as follows:

Who competent to testify.

Sec. 7284. No person shall be disqualified as a witness in any criminal prosecution by reason of his interest in the event of the same, as a party or otherwise, or by reason of his conviction of any crime; and husband and wife shall be competent witnesses to testify in behalf of each other in all criminal prosecutions; but such interest, conviction, or relationship may be shown for the purpose of affecting his or her credibility. But husband or wife shall not testify concerning any communication made by one to the other, or act done by either, in the presence of each other during coverture unless the communication was made, or act done in the known presence or hearing of a third person competent to be a witness or unless in case of personal injury by either the husband or wife to the other; and the rule shall be the same if the marital relation has ceased to exist; provided, that the

presence or whereabouts of the husband or wife shall not be construed to be an act under this section.

SECTION 2. That section 7284 of the Revised Statutes of Ohio be and the same is hereby repealed.

SECTION 3. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 28, 1889.

[Senate Bill No. 419.]

AN ACT.

To amend section 1521 of the Revised Statutes of Ohio, as amended April 8, 1880 (77 O. L., 135), relating to assessors.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That section 1521 of the Revised Statutes of Ohio, as amended April 8, 1880 (77 O. L., 135), be and is amended so as to read as follows:

Assessor required to administer an oath.

Sec. 1521. The assessor is authorized and required to actually administer an oath, as required by law, to every person upon whom he calls to list property for taxation, and to personally urge and insist upon a strict compliance with law in the making of said list. Should the assessor neglect to administer said oath, or knowingly omit the performance of any other duty, he shall be guilty of a misdemeanor, and for every such offense he shall, upon conviction, be fined not less than ten nor more than two hundred dollars, and stand committed until the fine and costs are paid, but shall not be liable for failure to administer such oath if such person decline to take such oath or is unable from sickness or absence.

SECTION 2. That section 1521 of the Revised Statutes, as amended April 8, 1880 (77 O. L., 135), be and the same is hereby repealed.

SECTION 3. This act shall take effect upon its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 28, 1889.

[Senate Bill No. 540.]

AN ACT

To supplement sections 6951 and 6984*a* of the Revised Statutes.

Duty of city solicitor in certain cases.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That in cities of the first grade of the second class, it shall be the duty of the city solicitor, or assistant city solicitor, to prosecute in the mayor's court, or police court, all cases brought under section 6951 and section 6984*a* of the Revised Statutes. Provided, that nothing herein contained shall be so construed as to deprive said society of the right of prosecuting such cases under existing state laws.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 28, 1889.

[House Bill No. 313.]

AN ACT

To prevent discrimination by life insurance companies against persons of color.

Insurance companies forbidden to discriminate against persons of African descent in the rate of premiums.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That no life insurance company now organized or doing business, or that may hereafter be organized and do business within this state, shall make any distinction or discrimination between white persons and colored, wholly or partially of African descent, as to the premiums or rates charged for policies upon the lives of such persons; nor shall any such company demand or require greater premiums from such colored persons than are at that time required by such company from white persons of the same age, sex, general condition of health and hope of longevity; nor shall any such company make or require any rebate, diminution or discount upon the sum to be paid on such policy in case of the death of such colored person insured, nor insert in the policy any condition, nor make any stipulation whereby such person insured shall bind himself or his heirs, executors, administrators and assigns to accept any sum less than the full value or amount of such policy in case of a claim accruing thereon by reason of the death of such person insured, other than such as are imposed upon white persons in similar cases; and any such stipulation or condition so made or inserted shall be void.

What shall be done when application of persons of color is refused.

SECTION 2. Any such company which shall refuse the application of any such colored person for insurance upon such person's life, shall furnish such person with the certificate of some regular examining physician of such company who has made examination of such person, stating that such person's application has been refused, not because such person is a person of color, but solely upon such grounds of the general health and hope of longevity of such person as would be applicable to white persons of the same age and sex.

Penalty for violating this act.

SECTION 3. Any corporation, or the officer or agent of any corporation, violating any of the provisions of this act, either by demanding or receiving from such colored person such different or greater premium, or by allowing any discount or rebate upon the premiums paid or to be paid by white persons of the same age, sex, general condition of health and hope of longevity, or by making or requiring any rebate, diminution or discount upon the sum to be paid upon a policy in case of the death of such colored person insured, or by failing to furnish the certificate required by section second, shall for each offense be fined not less than one hundred nor more than two hundred dollars. But nothing in this act shall be so construed as to require any agent or company to take or receive the application for insurance of any person.

SECTION 4. This act shall take effect upon its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 28, 1889.

[House Bill No. 777.]

AN ACT

To amend section 2669 of the Revised Statutes, as amended April 22, 1885.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 2669 of the Revised Statutes, as amended April 22, 1885, be so amended as to read as follows:

General licensing powers of council.

Sec. 2669. The council of any city or village may provide by ordinance for licensing all exhibiters of shows or performances of any kind, not prohibited by law, hawkers, peddlers, auctioneers of horses and other animals on the highways or public grounds of the corporation, venders of gun powder and other explosives, taverns and houses of public entertainment, and hucksters in the public streets or markets, and, in granting such license, may exact and receive such sum of money as it may think reasonable; but nothing in this section shall be construed to authorize any municipal corporation to require of the owner of any product of his own

raising, or the manufacturer of any article manufactured by him, license to vend or sell in any way, by himself or agent, any such article or product; provided, that in cities and villages, the council may confer upon, vest in and delegate to the mayor of such city or village, the authority to grant and issue licenses and revoke the same. Provided further, that nothing herein contained shall be construed to limit the power conferred upon cities and villages in section 1692 of said Revised Statutes.

SECTION 2. That section 2669, amended April 22, 1885, be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 28, 1889.

[House Bill No. 808.]

AN ACT

To amend section 4 of an act passed April 5, 1888 (O. L., v. 85, p. 158), entitled "an act to amend sections 1, 2, 3 and 4 of an act entitled 'an act to provide for the relief of indigent Union soldiers, sailors and marines, and the indigent wives, widows and minor children of indigent or deceased Union soldiers, sailors and marines,' passed March 4, 1887, and to amend section 4 of an act passed May 19, 1886 (O. L., v. 83, p. 232)," passed March 16, 1887 (O. L., v. 84, p. 100), and to amend section 5 of an act entitled "an act to provide for the relief of indigent Union soldiers, sailors and marines, and the indigent wives, widows and minor children of indigent or deceased Union soldiers, sailors and marines," passed May 19, 1886 (O. L., v. 83, p. 232).

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 4 of the above entitled act, passed April 5, 1888, be amended so as to read as follows:

Duties of commission.

Sec. 4. The soldiers' relief commission shall meet at the office of the county commissioners, or in a suitable room furnished by them for that purpose, on the fourth Monday of November of each year, and at such other times as may be necessary, and examine carefully the several lists of those reported by the trustees and councilmen, or their agents, and also the cases of all not included in the said lists, who, before and during their session, may have made application to said commission for aid under the provisions of this act; and being satisfied that those so reported or so making application as aforesaid, or any of them, are in need of assistance and are entitled thereto under the provisions of this act, shall fix the amount to be paid per month in each case to person or family. Upon the conclusion of said examination and the determina-

tion of said monthly allowance, the commission shall make a complete list of those to whom relief has been so awarded, showing the monthly amount so awarded to each person, and, so far as practicable, the place of residence of each, and certify the same to the auditor of their county, who shall, within ten days thereafter, transmit to the township clerks in his county a list of the names of the persons in the respective townships, and the amount payable monthly to each; whereupon, the auditor, on the first day of each month, after said fund is ready for distribution, shall issue to the treasurer of each township, except as hereinafter provided, his warrant upon the treasurer of the county, for the amount awarded to the persons in such township, and such township treasurer shall disburse the same in the amounts and to the persons named in the list furnished to the township clerk as aforesaid, taking receipts therefor. Except that in all townships embracing a county seat and in which the office of county treasurer is kept, it shall be the duty of the county treasurer to disburse said fund to the persons named in the list to be furnished to him by the township or city clerk, the said county treasurer taking proper receipts therefor. And to each person certified by the commission to the auditor as aforesaid, and not included in any of the lists furnished to township clerks, the auditor shall issue his warrant upon the county treasurer for the monthly allowance awarded such person; provided, that such commission, upon proper cause shown, may appoint some suitable person to draw, receipt for and properly expend the allowance made to any person under the provisions of this act, for the benefit of the person to whom the allowance has been made, and the indigent members of his or her family; and, provided further, that said commission, at any meeting, may increase, decrease or discontinue any allowance heretofore awarded, which action shall be by them certified to the county auditor, who shall amend his list in accordance therewith. And in case such change relate to the allowance to any person resident in any township, the same shall be certified to the township clerk, who shall amend his list accordingly and certify the same to the township treasurer, and if the amount due said township, after such change, increase the amount allowed said township, the auditor shall issue to the township treasurer his warrant upon the county treasurer for such additional amount; and, provided further, that said commission may, at any time, in case of sickness, accident, or great destitution, upon proper evidence, grant immediate relief to any person entitled thereto, under the provisions of this act, under such rules as said commission may designate; and, provided further, that if any money so awarded as relief shall not be called for by the applicant, the said township trustees and councilmen shall, on the first Monday in December, annually, report to the commission any balance in the treasury, which amounts shall be paid into the county treasury to the credit of the relief fund; and, provided further, that "township," as designated in section two of the act passed April 5, 1888, shall include no part of a township embraced within the limits of a city.

Disbursements.

Amount may be increased, decreased or discontinued.

SECTION 2. That section 4 of said act, passed April 5, 1888, be and the same is hereby repealed.

SECTION 3. This act shall take effect from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 28, 1889.

[House Bill No. 917.]

AN ACT

To amend section 6723 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 6723 of the Revised Statutes of Ohio be so amended as to read as follows:

Proceedings in error; limitations.

Sec. 6723. No proceedings to reverse, vacate, or modify a judgment or final order shall be commenced unless within six months after the rendition of the judgment or [the] making of the final order complained of; or in case the person entitled to such proceeding is an infant, a married woman, a person of unsound mind or imprisoned, within six months as aforesaid, exclusive of the time of such disability.

SECTION 2. Original section 6723 be and the same is hereby repealed; and this act shall take effect from and after the 1st day of October, 1889.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 28, 1889.

[House Bill No. 1088.]

AN ACT

To amend section 2328 of the Revised Statutes of Ohio, as amended March 27, 1884.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 2328 of the Revised Statutes, as amended March 27, 1884 (Ohio Laws, volume 81, page 87), be amended so as to read as follows:

Council to provide for construction and repair of sidewalks.

Sec. 2328. The council shall provide by ordinance for the construction and repair of all necessary sidewalks within

the limits of the corporation, and may require, by the imposition of suitable penalties or otherwise, the owners and occupants of abutting lots and lands to keep the sidewalks in repair, free from snow or any nuisance; provided, however, that in cities of the first grade of the first class, all duties and powers herein otherwise imposed on or conferred upon council in relation to sidewalks or the construction or repair of the same, shall be exercised by the board of public affairs of any such city; and it shall not be necessary to have the action or concurrence of council in any of said proceedings.

SECTION 2. That said original section 2328, as amended March 27, 1884 (Ohio Laws, volume 81, page 87), be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 28, 1889.

[House Bill No. 1116.]

AN ACT

To amend section 1122 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 1122 of the Revised Statutes of Ohio be amended so as to read as follows:

County treasurers, payments to local treasurers.

Sec. 1122. The county treasurer shall, immediately after each semi-annual settlement with the auditor of his county, on demand, and presentation of the warrant of the county auditor therefor, pay over to the township treasurer, city treasurer, or other proper officer, all moneys in the county treasury belonging to any township, city, village, hamlet, or school district; but if any township treasurer or other proper officer aforesaid, requires, or the trustees of any township, the council of any city, village, hamlet, or the board of education of any school district, respectively, so direct, the moneys mentioned in this section shall remain in the county treasury, to be thence drawn by the proper local treasurer on the warrant of the county auditor, in sums of not less than one hundred dollars. And if any county treasurer shall retain, or if any township treasurer, or other local treasurer shall permit to remain in the county treasury, the moneys mentioned in this section, in any other manner than herein provided, the party so offending shall forfeit and pay for every such offense a sum not exceeding one thousand dollars, nor less than one hundred dollars, to be recovered in an action at the suit of the state, for the use of the county.

SECTION 2. That said original section 1122 be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 28, 1889.

[House Bill No. 1213.]

AN ACT

To define and punish the crime of riotous conspiracy.

Riotous conspiracy.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That when three or more persons unite or combine together and commit any misdemeanor, while wearing white caps, masks, or other disguise, they shall be guilty of a riotous conspiracy, and, upon conviction thereof, shall each be imprisoned in the penitentiary not more than ten years nor less than two years, and fined in any sum not exceeding two thousand dollars.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 28, 1889.

[House Bill No. 1350.]

AN ACT

To authorize certain cities to erect and construct or purchase natural gas works.

Authorizing certain cities, fourth grade, second class, to issue natural gas bonds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That any city of the fourth grade of the second class, having at the last federal census a population of not less than seven thousand eight hundred and seventy-five (7,875) nor more than seven thousand eight hundred and eighty-five (7,885), or that may at any time hereafter have such population, be and hereby is authorized and empowered to furnish and supply such cities and the inhabitants thereof with

natural gas for public and private use and consumption, and for that purpose is hereby authorized, within or without, or both, the corporate limits of any such city, from time to time, to lease or procure leases of lands for the purpose of, and sink thereon wells for natural gas, or procure such wells; to procure right of way and purchase and lay all necessary pipes; and to purchase, put in place and construct all necessary fixtures, attachments, machinery and structures, so as to make and maintain a complete system and works, and so as to make effective the powers herein named, and all acts heretofore done or agreements made by any such city, within the powers named in this act are hereby ratified and confirmed and shall have the same force and effect as if then authorized hereby.

Expenses; how paid.

SECTION 2. That to pay the cost and expense of carrying into effect and executing the powers named in the preceding section, the city council of any such city is hereby authorized to appropriate and use, from time to time, so much of any money in the city treasury, to the credit of the gas or other fund, as in their judgment will not be needed for the purposes for which the same has been or may be raised.

Certain provisions of the Revised Statutes made applicable.

SECTION 3. That the laws of this state relating to artificial gas works are, as to the construction, management and control thereof, when constructed and owned by a municipal corporation, hereby made applicable to said natural gas works, in so far as the same are not inconsistent herewith.

SECTION 4. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 28, 1889.

[Senate Bill No. 338.]

AN ACT.

To authorize the board of public works to construct an aqueduct across Wolf creek, in Norton township, Summit county, Ohio.

WHEREAS, By the construction of the Ohio canal, and the raising of the level of Wolf creek about seven feet in order to make it a feeder of said Ohio canal, a very large area of land in said Summit county has been and is being overflowed by water, aggregating nearly ten thousand acres, greatly to the injury of the health and welfare of the inhabitants adjacent thereto; therefore,

Wolf creek aqueduct.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the board of public works be and they are hereby authorized to build and construct an aqueduct across Wolf creek, at or near where said creek formerly entered Tuscarawas river—said point to be determined and selected by the chief

engineer of the board of public works—and to be of such height, capacity, and dimensions as said chief engineer may determine, the same to be approved by the board of public works; provided, the same shall not cost to exceed the sum of six thousand dollars.

Contract to be let to lowest bidder.

SECTION 2. Said board of public works are hereby authorized to let the whole or any part of said work by contract to the lowest bidder, or cause the same to be done under the supervision of some judicious and competent engineer, as they may deem best for the interests of the state.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 2, 1889.

[Senate Bill No. 342.]

AN ACT

To amend section 7146 of the Revised Statutes of Ohio, relative to proceedings when accused pleads guilty of misdemeanor.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 7146 of the Revised Statutes of Ohio be amended so as to read as follows:

Proceedings when accused pleads guilty of misdemeanor.

Sec. 7146. When a person accused of misdemeanor is brought before a magistrate, on the complaint of the party injured, and pleads guilty to the charge, the magistrate shall sentence him to such punishment as he may deem proper, within the limits of the provision defining the offense, and order the payment of costs; and if the complaint is not by the party injured, and the party accused pleads guilty, the magistrate shall require the party so accused to enter into a recognizance to appear at the proper court, as provided in case where there is no plea of guilty.

SECTION 2. That said original section seventy-one hundred and forty-six be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 2, 1889.

[Senate Bill No. 402.]

AN ACT

To amend section 6471 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 6471 of the Revised Statutes of Ohio be so amended as to read as follows:

Bail for costs and judgments.

Sec. 6471. That the prosecuting attorneys may, in all criminal cases prosecuted in said probate court, require the prosecuting witness to give bail for costs, and in all cases where the defendant or defendants are acquitted the court shall render judgment against said prosecuting witness, and his or her bail, unless the court shall be of the opinion that there was reasonable cause for instituting the prosecution.

SECTION 2. That original section 6471 be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 2, 1889.

[Senate Bill No. 426.]

AN ACT

To create section 5052*a* of the Revised Statutes of Ohio, relating to service of summons.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the following be and is enacted as section 5052*a* of the Revised Statutes of Ohio:

Service of summons; how made when officer, agent, or director is a non-resident.

Sec. 5052*a*. Whenever it shall be made to appear to the satisfaction of any court of record in this state, in any action now pending, or hereafter to be brought therein, that any one named as a party defendant is a corporation organized under the laws of the state of Ohio, owning or otherwise interested in real or personal property within the jurisdiction of such court, is a proper party therein, and that there is no officer, agent, or director of such corporation within the state of Ohio upon whom service of summons in said action can be made, it shall be lawful for said court to authorize any person residing in or out of the state to make service of summons on such corporation by delivering to the last known president, or other chief officer or director of such corporation, a copy of the summons therein, and the person making such service shall make affidavit thereto, and forthwith make return to the clerk.

That whenever service of summons shall have been so made, the said service shall have the same effect, and shall be taken and held as if made upon said corporation in this state by personal service of such summons upon the proper officer, agent, or director of such corporation upon whom a service of summons is now authorized by law to be made in other cases.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 2, 1889.

[Senate Bill No. 428.]

AN ACT

Providing for the purchase of arms for the cadet battalion at the Ohio soldiers' and sailors' orphans' home.

Preamble.

WHEREAS, The department for instruction of the male pupils of the Ohio soldiers' and sailors' orphans' home, in military training, and the formation in said institution of a cadet battalion has been proven to be a valuable addition to the course of discipline and instruction pursued in said institution; and

WHEREAS, By recent gifts from the sons of veterans of Ohio, a band has been organized, equipped, and attached to said battalion, thereby greatly increasing its efficiency; and

WHEREAS, The present equipment of said battalion is of regulation Springfield rifles, which, by reason of their weight, prevent the cadets from properly learning or performing the manual of arms, and materially reduces the number of youth receiving military instruction; therefore,

Authorizing the purchase of arms for soldiers' and sailors' orphans' home cadets.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the adjutant-general is hereby authorized and directed to purchase, in open market, at a cost not to exceed four hundred dollars, eighty rifles, of a size and style which, in his judgment, will, as nearly as possible, compare with the cadet rifles issued by the general government, and which can be used in the tactics of the national guard.

Duty of adjutant-general as to exchange.

SECTION 2. The adjutant-general is hereby further authorized and directed to turn over said rifles to the superintendent of the Ohio soldiers' and sailors' orphans' home, for the use of said cadet battalion, taking his receipt therefor, in due form, and to receive in exchange the arms now in use by said battalion.

SECTION 3. The superintendent of said institution shall be responsible for the proper care and safe-keeping of the arms

furnished by the state of Ohio, and shall account to the adjutant-general for the same.

Appropriation.

SECTION 4. There shall be and hereby is appropriated, out of any money to the credit of the general revenue fund not otherwise appropriated, the sum of four hundred dollars, for the purchase of arms for said cadet battalion, to be paid out of the state treasury upon vouchers approved by the adjutant-general, and drawn upon the auditor of state in the usual form.

SECTION 5. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 2, 1889.

[Senate Bill No. 430.]

AN ACT

To amend sections 4957 and 1264 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That sections 4957 and 1264 of the Revised Statutes of Ohio be so amended as to read as follows:

Books to be kept by clerk.

Sec. 4957. The clerk of the court of common pleas shall keep at least five books, to be called the appearance docket, trial docket, and printed duplicates of the trial docket, for the use of the court and the officers thereof, journal, record, and execution docket, and an index to the trial docket, and the printed duplicates of the trial docket, and journal direct, and to the appearance docket, record and execution docket, direct and reverse.

Books, stationery, etc.; how procured.

Sec. 1264. The county commissioners shall furnish to the clerk all blank books, including the printed trial dockets, as provided for in the amendment to section 4957, blanks, stationery, and all things necessary to the prompt discharge of his duty, all which articles the clerk may procure, and shall be allowed for upon his certificate; and the clerk of courts shall not make any charge whatever for certificates made for pensioners of the United States government, or any oath administered on pension vouchers, applications, or affidavits.

SECTION 2. That said original sections 1264 and 4957 be and the same are hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 2, 1889.

[Senate Bill No. 466.]

AN ACT

Supplementary to section 2334 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 2334 of the Revised Statutes of Ohio be supplemented as follows, with sectional numbering as hereinafter provided:

Sidewalks; how constructed in certain villages.

Sec. 2334*a*. That the council of incorporated villages situate in counties containing cities of the first grade of the first class shall, upon the petition of the owners of two-thirds of the front feet of lots abutting upon any streets or portion of streets, between designated points, of such village, provide by ordinance for the construction and improvement of sidewalks along said streets or portion of streets designated between given points, of such material and width as the said petition shall designate, and the mayor shall forthwith appoint a sidewalk committee of three citizens, one of whom shall be a member of the council, and the other two from the property owners who shall petition for such sidewalk or walks, which committee shall receive no compensation for services. Said committee shall have estimates made for such work, and make the contracts therefor, which contract shall not be valid until submitted to and approved by council; and said committee shall have the entire supervision of the construction of such work, and no part of the expense thereof shall be paid by council until such work, and bills therefor, shall be approved by said committee. One-half of the cost of said sidewalk or walks shall be defrayed by said village, and the other half by the property owners upon such streets or portion of streets between designated points; provided, that such improvement may be made upon one or both sides of said streets as asked for in said petition and in the event of only one side of said streets being so improved, the ordinance shall designate which and what parts thereof, and provide for suitable crossings—two-sixths of the expense to be assessed upon the lots abutting upon the side of the street upon which the sidewalk is built, and one-sixth of such expense upon the lots on the opposite side of the street thereto; but after a sidewalk is so constructed on one side of a street, and the charge therefor so assessed, if it is deemed necessary to construct a sidewalk on the other or corresponding side of such street or portion of street, the charge therefor shall be assessed in a similar manner on both sides of the street or portion of street; provided, that nothing in this section contained shall apply to any improvement ordered commenced or completed prior to the passage of this act.

When council shall assess costs of construction upon abutting property.

Sec. 2334*b*. Whenever an improvement is ordered by the council, and made under the provisions of the foregoing section, the council shall, if so requested in the petition therefor, or may, in its own discretion, provide for the payment of the expenses thereof, which are chargeable upon the abutting

property, in equal annual installments, and make corresponding annual assessments therefor on such property, if such mode of payment shall be requested by the property owners, or otherwise ordered, the council shall be authorized and required to issue the bonds of said village, corresponding in amount and time of payment, with such annual installments, and bearing a rate of interest not exceeding six per cent., which may be given at not less than par to the contractors who may have made such improvement, in payment of the cost thereof, or may be sold at not less than par, and the proceeds thereof applied to the same purpose. And council shall assess upon such abutting property an amount which will be sufficient to provide, in annual installments, for the payment of such bonds and interest as they shall mature, and the necessary expenses; and such assessment shall be certified, and be a lien upon the assessed property.

Bonds.

Sec. 2334*c*. The council of any village coming under the provisions of this act is hereby authorized to borrow money, not exceeding twenty-five thousand dollars, at such times and in such amounts as may be required for the purpose of defraying one-half of the cost of said sidewalks, as hereinbefore provided, and the council of said village is hereby empowered to issue bonds of the village for the money so borrowed, said bonds to bear interest at a rate not exceeding six per cent. per annum, payable semi-annually, and said bonds shall be of such denominations, and shall mature at such times, as the council may determine; provided, said bonds shall not be sold for less than their par value. Said council is hereby authorized to levy such amount of tax, in addition to the tax now allowed by law, upon the taxable property of said village, as may be necessary to pay the interest and principal of such bonds when the same become due; said tax to be levied and collected in the same manner as taxes for general purposes are levied and collected.

Levy of tax.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 2, 1889.

[Senate Bill No. 506.]

AN ACT

To amend section 1689 of the Revised Statutes, as amended January 30, 1885 (O. L., vol. 82, page 15), relative to election precincts in cities and villages.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 1689 of the Revised Statutes, as amended January 30, 1885 (O. L., vol. 82, p. 15), be so amended as to read as follows:

Voting precincts.

Sec. 1689. Whenever the electors in any ward of any city exceed seven hundred and fifty, the council shall divide the ward into as many voting precincts as it may deem proper, and the combined vote of such precincts shall be returned as the vote of the ward, and whenever the electors in any village exceed seven hundred and fifty, the council may divide the village into as many voting precincts as it may deem proper, and the combined vote of such precincts shall be returned as the vote of the village; but this section shall not apply when provision is otherwise made by law.

SECTION 2. Section 1689, as amended January 30, 1885 (O. L., vol. 82, p. 15), be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after the first day of May, 1889.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 2, 1889.

[Senate Bill No. 526.]

AN ACT

To provide for the election of officers in municipal corporations which have failed to elect any for one or more years, and are now without any officers.

Providing for the election of officers in certain municipalities.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That whenever there has been in any municipal corporation, a failure to hold an election for municipal offices for such corporation for one or more years, so that such corporation is now without any officers whatever, it shall be lawful for the qualified voters of such municipal corporation to hold an election to fill the vacancies that exist in the elective offices of such corporation. Such election shall be held at the time provided by law for holding the annual municipal election, at the township hall within such corporation, if there be one, and if not, at some other public place within the corporate limits. The voters of said corporation who meet to open the polls at such election, shall select by a viva voce vote the judges and clerks of such election, who shall be sworn to perform their duties as such, by any officer authorized to administer oaths, and shall conduct said election according to the ordinary mode of holding elections in other such corporations, and the said judges and clerks, who shall canvass said vote and declare the result, shall certify under their hands who have been elected to the different offices of such corporation, and no further or other returns shall be necessary in order to make the election of said officers legal. That thereupon said officers shall qualify and enter upon the performance

of their duties, the same as if they had been regularly elected to fill said offices at said election, and shall hold their offices for the full term thereof, under the laws as they then exist as to such offices. That at the first meeting of the council of such corporation, the members elected shall take the oath now provided for members of councils of such corporations, which may be administered by any one authorized to administer oaths, and they shall then be called to order by the oldest member, and he shall preside until the council shall be organized by the election of the officers now provided by law for such councils; and thereafter such councils, and the officers elected of such corporation, shall have the same powers and be in all respects governed by the same provisions of the statutes as other councils and officers of municipal corporations when no such vacancies exist.

SECTION 2. This act shall take effect and be in force from and after January 1st, (1890), eighteen hundred and ninety.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 2, 1889.

[Senate Bill No. 82.]

AN ACT

To amend sections 6053 and 6057 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That sections 6053 and 6057 of the Revised Statutes of Ohio be amended so as to read as follows:

Proceedings when property of estate concealed, or embezzled.

Sec. 6053. Upon complaint made to the probate court of any county, by the executor, administrator, creditor, devisee, legatee, heir, or other person interested in the estate of any deceased person, or by the creditor of any devisee, legatee, heir, or other person interested in such estate, against the executor or administrator of such deceasedperson, or against any person or persons suspected of having concealed, embezzled, or conveyed away any of the moneys, goods, chattels, things in action, or effects of such deceased, the court shall cite said executor or administrator, or such other person or persons suspected, as the case may be, forthwith to appear before it, and to be examined on oath touching the matter of said complaint.

Judgment of court thereon.

Sec. 6057. The court shall determine by the verdict of a jury, if either party require it, or without a jury, if neither party require the same, whether the person or persons accused is, or are guilty of either having concealed, embezzled, or conveyed away any moneys, goods, chattels, things in action, or effects of the deceased persons aforesaid, and if found guilty, the amount of damages that should be recovered on account

thereof, and the court shall forthwith, in all cases except when the person found guilty as aforesaid is the executor or administrator of such deceased person, render judgment in favor of the executor or administrator of the estate, or if there be no executor or administrator in this state, in favor of the state, against the person or persons so found guilty for the amount of the moneys or the value of the goods, chattels, things in action, or effects so concealed, embezzled or conveyed away, together with ten per centum penalty, and all costs of such proceedings or complaint; which said judgment shall be a lien upon the real estate of the person or persons against whom it is rendered within the county from the rendition thereof. And if the person found guilty as aforesaid is the executor or administrator of such deceased person, the court shall forthwith render like judgment in favor of the state against said executor or administrator for such amount or value aforesaid, together with a like penalty and the costs as aforesaid; and said judgment shall be a lien upon the real estate of said executor or administrator, within the county from the rendition thereof, and the court shall forthwith remove said executor or administrator and commit the administration of the estate, not already administered, to some other person or persons. Said executor or administrator so removed shall receive no compensation for acting as such, and shall be charged in his account with the amount of said judgment aforesaid, and his property shall also be liable for the satisfaction of said judgment on execution issued thereon by his said successor, who shall file a transcript with the clerk of the court of common pleas, and cause such proceedings to be had as are contemplated in section 6058 of the Revised Statutes.

SECTION 2. That said original sections 6053 and 6057 are hereby repealed; and this act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 2, 1889.

[House Bill No. 934.]

AN ACT

To regulate the burial of the dead in villages.

Regulating the burial of the dead in villages.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That villages shall not have the power to prohibit the interment of the dead in any cemetery within such village, unless it shall be satisfactorily shown that such interring is detrimental to the health of its inhabitants and general prosperity of such villages.

SECTION 2. This act shall take effect and be in force on and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 2, 1889.

[House Bill No. 1236.]

AN ACT

To amend section 773 of the Revised Statutes of Ohio, as amended April 11, 1882, relating to the management of the girls' industrial home.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 773 of the Revised Statutes of Ohio, as amended April 11, 1882, be amended so as to read as follows:

Sec. 773. A girl, duly committed to the home, shall be kept there, disciplined, instructed, employed, and governed under the direction of the trustees, until she is either reformed and discharged, or bound out by them, according to their by-laws, or has attained the age of eighteen years; but the trustees, with the approval of the governor, after a full statement of the cause, shall have the right to discharge and return to the parents, guardian, or probate judge of the county from which she was committed, who may place her under the care of the infirmary directors of said county, any girl, who, in their judgment, ought for any cause to be removed from the home, and in such case the trustees shall enter upon their record the reason for her discharge, a copy of which record, signed by their secretary, shall be forthwith transmitted to the probate judge of the county from which the girl was committed; but the superintendent may, with the approval of the full board of trustees, receive back into the home any girl under twenty-one years of age, who may have been discharged from said home, when the best interests of said girl demand it.

Detention and discharge of inmate of girls' industrial home.

SECTION 2. Section 773 of the Revised Statutes, as amended April 11, 1882, is hereby repealed; and this act shall be in force and take effect from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 2, 1889.

[House Bill No. 1291.]

AN ACT

To amend section 1 of an act entitled "an act to authorize certain cities to build bridges and to issue bonds therefor," passed March 24th, 1883.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 1 of an act entitled "an act to authorize

certain cities to build bridges and to issue bonds therefor," passed March 24th, 1883, be amended so as to read as follows:

Authorizing certain cities to construct bridges and issue bonds therefor.

Sec. 1. That any city of the third grade of the first class is hereby authorized to construct a wagon bridge or bridges, and the necessary approaches thereto, across any stream at such points within such city and in such manner as may be determined by the common council thereof; and, for the purpose aforesaid, such city is authorized to issue the bonds thereof, in the aggregate not to exceed three hundred thousand dollars ($300,000), payable at such times as the common council of such city may determine, but not to exceed thirty years from the date of the issue thereof; said bonds to bear a rate of interest not exceeding six per centum per annum, and not to be sold for less than par and the accrued interest thereon. And for the purpose of paying said bonds, the common council of such city is hereby authorized, in addition to all other levies, to levy a tax upon all the taxable property within such city each year, for a period not exceeding thirty years, at a rate not exceeding one (1) mill in any one year, upon each dollar of the valuation of taxable property in said city. And the proceeds of such bonds shall be applied solely to the construction of such bridge or bridges and approaches, and the proceeds of the levy hereby authorized to be made, shall be by such city used and applied to the payment of said bonds and the interest thereon, and for no other purpose, all acts or parts of acts to the contrary notwithstanding.

SECTION 2. That said section one of said act entitled "an act to authorize certain cities to build bridges and to issue bonds therefor," passed March 24th, 1883, be and the same is hereby repealed.

SECTION 3. That this act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 2, 1889.

[House Bill No. 1387.]

AN ACT

To authorize certain villages to borrow money and issue bonds therefor, for the purpose of purchasing a natural gas plant, including wells and leases of land, sinking wells for natural gas, purchasing and laying pipes, erecting necessary buildings, providing machinery, fixtures and appurtenances, and supplying such villages with natural gas for public and private use.

Authorizing certain villages to borrow money for natural gas plant.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That any village which by the last federal census had a population of not more than three thousand five hundred and fifty-five, and not less than three thousand five hundred

and forty-five, be and the same hereby is authorized to purchase of any incorporated company the gas wells and other property of such company, within or without the corporate limits of such village, including leases of land, contracts for right of way and for other purposes pertaining to the sinking of wells on such lands, and conveying the product of such wells, to purchase or lease other lands within or without the corporate limits of such village for the purpose of sinking wells for natural gas thereon, to make contracts for the sinking of wells for natural gas and conveying the product thereof, to procure all necessary rights of way, to purchase and lay pipes or make contract therefor, to erect, construct and furnish necessary buildings, machinery and appliances for the purpose, and to supply such village and the inhabitants thereof with natural gas for public and private use.

Bonds.

SECTION 2. To provide the money necessary to carry into effect the provisions of the first section of this act, the council of any such village is hereby authorized and empowered to borrow not more than eighty thousand dollars, and issue the bonds of the village therefor. Such bonds shall be issued according to the provisions of an ordinance to be passed for that purpose by the council of said village, in denominations of not less than five hundred nor more than one thousand dollars, payable at such place and at such times not exceeding fifteen years from the date of issue, as the council in and by said ordinance may determine, and shall bear interest not exceeding six per cent. per annum, payable semi-annually. They shall in all cases express upon their face the purposes for which and the act under which they were issued, and shall have coupons attached representing the interest to accrue thereon. They shall be signed by the mayor and countersigned by the clerk of such village, with the seal of the village impressed thereon, and shall be sold according to law, for not less than their par value.

Levy tax.

SECTION 3. If the revenues derived from the sale of gas be not sufficient to meet the principal and interest of said bonds as they become due, then the council of such village is hereby authorized and required to levy annually a tax not exceeding five mills on the dollar on the taxable property of such village, in addition to the taxes now authorized by law, for the purpose of providing for the payment of the principal and interest of such indebtedness, or so much thereof as the net proceeds realized from sales of gas may prove insufficient to pay; and after said indebtedness shall have been completely extinguished, the income from the sale of gas shall be applied to such municipal purposes as the council may direct.

Trustees.

SECTION 4. In any such village, availing itself of the provisions of this act, the mayor shall, with the advice and consent of the council, appoint five trustees, to be known as trustees of natural gas works, one to serve for one year, one for two years, one for three years, one for four years, and one for five years, and not more than three of such trustees shall belong to one political party. All vacancies in said board of trustees shall be filled by appointment in the manner afore said.

Duty of trustees.

SECTION 5. The said trustees shall have charge of the property aforesaid after the same shall have been purchased by the council, and shall manage and control the same, make all necessary contracts in relation to the construction and completion of the plant and for the sale and delivery of gas to consumers, fix the price of gas under such rules and regulations as the council, by ordinance, may prescribe, and exercise the powers and perform the duties of trustees of artificial gas works as provided by law. They shall have charge of the collection of gas-bills, and for that purpose may appoint a secretary and prescribe his duties and compensation, and they may also appoint a superintendent and prescribe his duties and compensation, but the appointment of such officers and the amount of their compensation shall be subject to the approval of the council, and such officers shall give bond for the faithful discharge of their duties in such sum as said trustees may require.

Accounts; how kept.

SECTION 6. All moneys collected under the authority of said trustees shall be by the secretary accounted for and paid over to the treasurer of such village monthly, and said treasurer shall keep an account with said trustees, charging all moneys so received by him to the natural gas fund of such village and paying therefrom such orders as may be drawn by the president and secretary of said board of trustees for all expenses incurred by said trustees in the construction and operation of such gas works. Said trustees shall report to the council as often as required concerning the matters under their control as aforesaid, and the secretary of said board of trustees shall, whenever required by ordinance so to do, submit to the council a detailed statement of the receipts and disbursements by said trustees, and of the condition of said natural gas fund, and any surplus in said fund, after payment therefrom of the expenses incurred by said trustees, shall be under the control of the council, and shall be transferred, at the annual settlement in March of each year, to the sinking fund of said village, and applied only to the payment of the principal and interest of said bonds until the same shall have been fully paid, and then the same may be transferred to such fund and applied to such municipal purposes as the council may deem proper.

SECTION 7. This act shall take effect upon its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 2, 1889.

[Senate Bill No. 312.]

AN ACT

To conform sections 5707, 5708, 5710, 5711, 5713, 5714, 5715, 5716, 5717, 5718, 5719, 5720, 5721, 5722, 5723, 5724, 5725, 5963, 5964, 5965, and 5966, of the Revised Statutes of Ohio, to the act of March 19, 1887 (84 v., 132).

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That sections 5707, as amended February 9, 1888 (85 v., 17), 5708, 5710, as amended April 22, 1885 (82 v., 142), 5711, 5713, 5714, 5715, 5716, 5717, 5718, 5719, as amended March 13, 1882 (79 v., 37), 5720, 5721, 5722, 5723, 5724, 5725, 5963, as amended April 17, 1880 (77 v., 307), 5964, 5965, and 5966 of the Revised Statutes of Ohio, are so amended as to read as follows:

How dower may be assigned.

Sec. 5707. When the lands of a deceased person are not incumbered by mortgage, or by judgment obtained against such decedent during life, the heir, or guardian of any heir, or other person having the next immediate estate of inheritance, may assign to the widow or widower dower therein, by writing, under his hand, particularly describing the same, which, if approved in writing on the deed of assignment by the probate judge of the county, and also by the probate judge of the county appointing such guardian, and accepted by the widow or widower, in writing thereon, shall be a good assignment in law.

Petition for dower.

Sec. 5708. A widow or widower may file a petition for dower, in the common pleas court, against the heir, or other person having the next immediate estate of inheritance, or any other estate or interest therein, setting forth the right thereto, and describing the tracts of land in which dower is claimed; and the court, on the hearing, shall render such judgment as to it appears just, and consistent with the rights of all the parties interested therein.

Proceedings when land situated in different counties.

Sec. 5710. When the lands lie in several counties the petition may be filed in any county wherein a part of the estate is situated, and the common pleas court of such county shall have complete jurisdiction, and may order the whole dower of such widow or widower to be assigned in any one or more of such counties, and out of any one or more of such tracts of land, if the same may be done without prejudice to the rights of any person claiming title to or holding a lien on such land.

Proceedings in case of death of plaintiff before assignment.

Sec. 5711. When the plaintiff dies before the assignment of dower, or before entry of the final judgment, the action may be revived in the name of the executor or administrator; the court shall proceed to hear and determine, if not before decided, whether the plaintiff would have been entitled to dower in such action; if it be found that the plaintiff would have been so entitled, the court shall adjudge in favor of such executor or administrator a sum equal to one-third of the rental value of the real estate in which it is found the plaintiff would have been entitled to dower, from the time of filing the

petition until death, after deducting one-third of the necessary expenses; and the sum so adjudged in favor of such executor or administrator shall be a lien upon the real estate in which such plaintiff would have been entitled to dower, and its payment may be enforced by sale [as] upon execution.

Proceedings upon return of assignment of dower.

Sec. 5713. The commissioners and sheriff shall in all things obey the order, and return their proceedings thereon to the court at such time as the court appoints; if the court approve the assignment it shall be entered on the records thereof, and shall be thenceforth valid and effective in law; and execution shall thereupon be issued, directing the sheriff of the county to put the widow or widower in full possession of the dower assigned.

How dower assigned when estate indivisible.

Sec. 5714. When an estate of which a widow or widower is dowable is entire, and no division thereof can be made by metes and bounds, dower shall be assigned as of a third part of the rents, issues, and profits thereof, to be computed and ascertained by the commissioners.

Dower during pendency of petition.

Sec. 5715. The commissioners shall, after they have set off and assigned dower, make a just and true appraisement of the yearly value, after deducting necessary expenses, of the real estate in which the widow or widower is entitled to dower, estimating such value from the day of filing the petition to the day of assignment of dower, and make return of such appraisement and assignment, and the court shall adjudge the payment of one-third of the whole sum so returned, to the widow or widower, out of the real estate not covered by the dower, upon which judgment execution may issue; but nothing herein contained shall be so construed as to require execution to be issued against such of the defendants in dower as are minors, but in all such cases the dower shall operate as a lien upon the real estate, for their proportion of the judgment, until the same is fully paid.

Exemptions in estimating yearly value of dower.

Sec. 5716. The commissioners, in making the appraisement of the yearly value of the real estate provided for in the last section, shall exclude all permanent or valuable improvements made thereon after the deceased consort of such widow or widower ceased to be the owner thereof.

Minor heir not to be prejudiced by collusive assignment of dower.

Sec. 5717. If, during the minority of an heir, dower be assigned to a widow or widower not entitled thereto, or, if the same was recovered by the default, fraud, or collusion of the guardian, such heir may, on coming of age, have an action against such widow or widower to recover the lands wrongfully awarded.

Who to pay costs.

Sec. 5718. If resistance be made to the petition of a person claiming dower, and the court find that such person is entitled to dower as claimed in the petition, the defendant so resisting shall be required to pay all costs of the suit; but if no resistance be made, the plaintiff shall pay one-third of the costs, and the legal owner of the real estate shall pay two-thirds thereof.

May elect to be endowed out of proceeds of sale.

Sec. 5719. In actions for partition, when the estate can not be divided, and is ordered to be sold, and in actions for

the sale of real estate by executors, administrators, and guardians, and in all other actions and proceedings wherein the court may order the sale of real estate to satisfy any judgment or decree, the widow or widower of any decedent who has a dower interest therein, being a party, may file an answer, and waive the assignment of dower by metes and bounds, and ask to have the estate sold free of dower, and to have allowed, in lieu thereof, such sum of money out of the proceeds of the sale as the court deems the just and reasonable value of the dower interest therein.

Election by answer is a release of dower.

Sec. 5720. The answer of the widow or widower shall have the same force and effect, and shall be taken and held to be, in all respects, as a deed of release to the purchaser of such estate of the dower interest therein of such widow or widower.

Guardian may elect for widow or widower.

Sec. 5721. The guardian of a widow or widower who has been adjudged insane may appear and answer for such insane person in such action, subject to the approval of the court in which the action is pending; and the answer of the guardian shall have the same force and effect as if the widow or widower answered personally; but the guardian shall be liable to the widow or widower, or the heirs, for all damage or loss sustained by his fraud or collusion, notwithstanding the approval of the court.

Petition to discharge land of dower of insane person.

Sec. 5722. A person owning real property in this state, incumbered by the contingent or vested right of dower of an insane person, may apply, by petition, to the common pleas court of the county in which the real estate, or any part thereof, is situated, making defendants thereto such insane person, and also the husband or wife and guardian, if such person has either or both, for leave to sell all or any part thereof, discharged and unincumbered of such contingent or vested right of dower, which petition shall set forth the insanity of the person, together with a description of the land proposed to be sold; the court shall thereupon appoint a committee of six competent men, of whom at least three are physicians, who shall, under oath, inquire into the fact of the insanity of such person, and shall hear testimony to be produced by the husband, wife, or guardian, or, if there is no such guardian, by a guardian ad litem, to be appointed by the court in the action; and the committee shall, at any term of such court, make a report, in writing, of the result of their investigation, signed by the members thereof.

Inquest f lunacy.

Sec. 5723. If the committee report unanimously that such person is, in their opinion, permanently insane, the court shall appoint three judicious freeholders to appraise the real estate described in the petition, whether the same is in one or several counties, who shall report in writing the value of each tract.

Proceedings on report of such facts to court.

Sec. 5724. Upon the filing of such report the court may direct such petitioner to convey, by good and sufficient deed of conveyance, to the insane person, to be held by such person in fee, such proportion of the real estate described in the petition as shall to the court seem just and proper, or the court may assign to such insane person, to be held by such person

during life, after the death of the husband or wife of such insane person, such proportion of the real estate described in the petition as shall to the court seem just and proper, for the support of such insane person, or the court may order the petitioner to invest an amount, to be by it fixed, in the stock of a company, or stocks created by the laws of this state, as by the court may be designated, the profits and dividends arising from such investment to be applied to the support and maintenance of the insane person after the death of the husband or wife of such insane person; and the petitioner may, upon his compliance with the order of the court, sell all the real property the petitioner is possessed of, described in the petition, free and unincumbered of the contingent or vested right of dower of such insane person.

Dower of insane may be barred.

Sec. 5725. When the husband or wife of an insane person conveys any real estate in this state, in which such insane person has a contingent or vested right of dower, by virtue of such ownership of the husband or wife, or otherwise, and the insane person does not join the husband or wife in such conveyance, the husband or wife may apply by petition to the common pleas court of the county in which the insane husband or wife resides, or, if the insane husband or wife resides out of the state, then in the county in which the real estate is situated, for leave to have any part or all of such real estate so conveyed released of the dower right therein, which petition shall set forth the insanity of the husband or wife, and a description of the land proposed to be affected; to which petition the insane person, the guardian, if there is one, and all persons in interest, shall be made defendants, and the petition shall be proceeded in, in all respects, in the manner prescribed in the three preceding sections, except that instead of ordering the petitioner to sell the real estate, or to convey or assign to such insane person any part thereof, the court shall direct the petitioner to make such investment as is provided in the preceding sections, or may require the petitioner to secure the amount to the use of the insane person by mortgage of unincumbered real estate of at least double the value thereof; and upon compliance by the petitioner with the order of the court, the court shall enter a judgment releasing and discharging the real estate from the incumbrance of such contingent or vested right of dower, and shall adjudge the holder of the legal title, or other party liable, to pay to the petitioner any sum withheld or retained as indemnity against such dower right.

Citation to make electio

Sec. 5963. If any provision be made for a widow or widower in the will of the deceased consort, the probate court shall, forthwith, after the probate of such will, issue a citation to such widow or widower to appear and elect whether to take such provision, or be endowed of the lands of the deceased consort and take the distributive share of the personal estate; and such election shall be made within one year from the date of the service of the citation aforesaid; provided, that if a proceeding to contest the validity of any will be commenced within such year, the widow or widower shall be entitled to make such election within three months after such proceedings shall have been finally disposed of,

sustaining such will; but the widow or widower shall not be entitled to both, unless it plainly appears by the will to have been the intention that the widow or widower should have such provision in addition to the dower and such distributive share.

Election or non-election and its effect.

Sec. 5964. The election of the widow or widower to take under the will shall be made in person, in the probate court of the proper county, except as hereinafter provided; and on the application by a widow or widower to take under the will, it shall be the duty of the court to explain the provisions of the will, the rights under it, and by law in the event of a refusal to take under the will. The election of the widow or widower to take under the will shall be entered upon the minutes of the court; and if the widow or widower shall fail to make such election, the widow or widower shall retain the dower, and such share of the personal estate of the deceased consort as the widow or widower would be entitled to by law in case the deceased consort had died intestate, leaving children. If the widow or widower elect to take under the will, the widow or widower shall be barred of dower and such share, and take under the will alone, unless as provided in the next preceding section; but such election by the widow or widower to take under the will shall not bar the right to remain in the mansion of the deceased consort, or the widow to receive one year's allowance for the support of herself and children, as provided by law, unless the will shall expressly otherwise direct.

Election when person unable to appear or non-resident.

Sec. 5965. If the widow or widower of the testator shall be unable to appear in court by reason of ill health, or is not a resident of the county in which such election is required to be made, the probate court shall, on an application made in behalf of such person, issue a commission, with a copy of the will annexed, directed to any suitable person, to take the election of such widow or widower, to accept the provisions of such will in lieu of the provisions made by law; and it shall be the duty of the court in such commission to direct such person to explain the rights of such widow or widower under the will, and by law.

Election of insane or imbecile; how made.

Sec. 5966. If the widow or widower of any testator shall be unable to make an election by reason of unsoundness of mind, the probate court shall, as soon as the facts shall come to the knowledge of the court, at any time within one year after the death of the testator, appoint some suitable person to ascertain the value of the provision made by the testator for such widow or widower in lieu of the provisions made by law, and the value of the rights by law in the estate of the deceased consort; and if the court shall be satisfied, on the return of the report of the person appointed to make such investigation, that the provision made by the testator for the widow or widower, in the will, is more valuable and better than the provision by law, the court shall record upon its minute book an entry that such insane or imbecile widow or widower, by virtue of the proceeding herein provided, elects to take under the will of the deceased consort, which election,

when so entered, shall have the same force and effect as an election made by one not under such disability.

SECTION 2. That sections 5707, as amended February 9, 1888 (85 v., 17), 5708, 5710, as amended April 22, 1885 (82 v., 142), 5711, 5713, 5714, 5715, 5716, 5717, 5718, 5719, as amended March 13, 1882 (79 v., 37), 5720, 5721, 5722, 5723, 5724, 5725, 5963, as amended April 17, 1880 (77 v., 307), 5964, 5965, and 5966, of the Revised Statutes of Ohio, are repealed.

SECTION 3. This act shall take effect on its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 3, 1889.

[Senate Bill No. 380.]

AN ACT

To supplement section 3835 of the Revised Statutes of the State of Ohio, with sectional numbering as follows, relating to building and loan companies.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 3835 of the Revised Statutes be supplemented, with sectional numbering as follows:

Penalty for unlawful use of funds or property.

Sec. 3835*g*. No officer, director, trustee, attorney, agent, servant, or member of such corporations shall use or dispose of any part of the funds of such corporations, or assign, transfer, cancel, deliver up, or acknowledge satisfaction of, any bond, mortgage, or other written instrument belonging to such corporations, or raise money otherwise, or receive money from any member or other person for and in the name of such corporations, unless duly authorized to do so by the board of directors of such corporations; and any one guilty of a violation of this section shall be liable, civilly, to the party injured, to the extent of such damage thereby incurred, and suit may be brought against such persons, and the sureties on their bonds given to such corporations for the faithful performance of their duties, and shall also be liable to an indictment for a felony, or misdemeanor, as the case may be, punishable by fine or imprisonment, or both, in the discretion of the court by which he shall be tried.

Annual report of financial condition by secretary.

Sec. 3835*h*. The financial or first secretary of such corporations shall, annually, at the end of each fiscal year of such corporation, make a full and detailed report, in writing, of the financial affairs and condition of said corporation to the board of directors. Such report shall be verified by the oath or affirmation of such financial or first secretary that the said report is true, and corresponds with the accounts in the books

of such corporation; and any willful false swearing to s
report shall be deemed perjury, and shall be subject to
prosecutions and punishments prescribed by law for
offense. Every such report shall be made within thirty
after the day to which it relates, and shall be in such fo
and contain such statement, returns, and information, a
the affairs, business, condition, obligations, and resource
such corporation as the board of directors, from time to ti
may prescribe and require. No director shall be surety
the bonds of any officer or employe of such corporation, gi
to such corporation for the faithful discharge of their du

Dues.

Sec. 3835*i*. Such corporations shall be authorized
provide, in their constitutions and by-laws, for the manne
paying dues on shares, after notice of withdrawal has b
filed by members, with the financial or first secretary of s
corporations; they may provide that the payment of dues
such shares may cease when such notice has been filed
that the payment of dues on such shares shall be
tinued until the shares are redeemed and canceled by s
corporations; the board of directors may, in all cases of s
ness, death, or disability, release such members from payn
of dues on shares, after notice of withdrawal has been filed
withdrawals of shares shall be paid by the corporation in t
regular numerical order, as the application for withdrawal
been filed with the financial or first secretary; also the n
ner of dissolution of such corporations; also the time
manner when all loans made and awarded previous to s
dissolution shall become due and payable.

SECTION 2. This act shall take effect and be in force
and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representat
WM. C. LYON,
President of the Se

Passed April 3, 1889.

[Senate Bill No. 433.]

AN ACT

To amend sections 2784, 2804, and 2805, as amended April 10 and 16,
(85 O. L., pp. 173 and 328), of the Revised Statutes, relatin
taxing personal property.

SECTION 1. *Be it enacted by the General Assembly of the*
of Ohio, That sections 2784, 2804, and 2805, as amended A
10 and 16, 1888, of the Revised Statutes, be amended so a
read as follows:

Assessors to return fact when parties refuse to swear.

Sec. 2784. The assessor shall, in every case in which
person, company, or corporation refuses or neglects to m
return, or, on being requested to do so, refuses or neglect

swear to the same, shall return the fact of such refusal or neglect by the words "refused to list," or "refused to swear," as the case may be; and in every such case, and in every case in which any company or corporation whose duty it is to make return of taxable property to the auditor refuses or neglects to make or verify such return, the auditor shall add to the amount returned, or ascertained, fifty per centum of such amount, and the amount thus increased shall be the basis of taxation for that year.

Board of equalization powers and duties.

Sec. 2804. There shall be an annual county board for the equalization of the real and personal property, moneys, and credits in each county, exclusive of cities of the first and second class, to be composed of the county commissioners and county auditor, who shall meet for that purpose at the auditor's office, in each county, on the Wednesday after the third Monday in May, annually. Said board shall have power to hear complants, and to equalize the valuation of all real and personal property, moneys, and credits within the county, and shall be governed by the rules prescribed for the government of decennial county boards for the equalization of real property; provided, that said board shall not reduce the value of the real property of the county below the aggregate value thereof as fixed by the state board of equalization, nor below its aggregate value on the duplicate of the preceding year, to which shall be added the value of all new entries and new structures over the value of those destroyed as returned by the several township assessors for the current year; provided further, that except as to new structures, and structures destroyed, and lands and lots brought onto the tax list since the preceding decennial state board of equalization, the annual county board shall not increase or reduce the valuation of any real estate, except in cases of gross inequality, and then only upon reasonable notice to all persons directly interested, and an opportunity for a full hearing of the question involved. Said board is authorized, by its president, or presiding officer pro tem., to administer oaths, call persons before them, and examine them under oath as to their own or other's property, moneys, credits, and investments to be placed on the duplicate for taxation, or the value thereof, and order any property, moneys, credits, or investments to be placed on the duplicate, which have not been listed for taxation, and fix the value thereof according to law, and increase the valuation of such property, moneys, credits, and investments as have, in their judgment, been listed at less than their true value in money, and reduce the value of such as have been appraised above their true value in money; and if any person notified to appear before them refuse or neglect to appear at the time required by said board, or, appearing, shall refuse to be sworn, or to answer any question put to him by said board, or by its order, the presiding officer of said board shall make complaint thereof, in writing, to the probate judge of the county, who shall proceed against such person in the same manner as is provided for in section twenty-seven hundred and eighty-three of this title; and the said board shall call each assessor before them, at least one day in each year,

to aid them in their duties, and to furnish them informati
relative to the lists returned by him; and it shall be the du
of each assessor to appear before said board at least one d
in each year, at the time required, and to furnish them w
such information as he can pertinent to the matters comi
before them.

How constituted and organized.

Sec. 2805. In each city of the first and second class th
shall be an annual board for the equalization of the value
real and personal property, moneys, and credits in such ci
to be composed of the county auditor, and six citizens of su
city appointed by the council thereof; the first appointme
to be two for one year, two for two years, and two for th
years, except in cities in which such boards are already orga
ized, when two shall be appointed for three years, and t
shall be thereafter annually appointed for three years; a
all vacancies shall be filled for the unexpired term; provid
that the provisions of this act shall not affect any person
persons heretofore appointed, and now in office, during t
time for which they shall have been appointed. Said boa
shall have all the powers, and be governed by the rules, p
visions, and limitations prescribed in the next preceding secti
for the annual county board; each member of said board is a
thorized to administer oaths, and said board is empowered to c
persons before them, and examine them, under oath, in rega
to their own or others' property, moneys, credits, and inve
ments, and the value thereof, and to equalize the value of r
and personal property, moneys, credits, and investments wi
in such city, and to order any property, credit, or investme
to be placed on the duplicate for taxation, and fix the val
thereof, according to law, which has not been listed for tax
tion, and to increase the value of such property, money
credits, and investments, as have, in their judgment, be
listed at less than their true value in money, and to redu
the value of such property, moneys, credits, or investments
have been appraised above their true value in money, a
shall annually meet, at the office of the county auditor, on t
fourth Monday in May, except in cities of the first and seco
grade of the first class, when it shall meet on the fourth Mo
day in May, and shall close its session on or before the seco
Monday of September, except that in cities of the third gra
of the first class, and in cities of the first and second grades
the second class, and cities having a population of twen
thousand and over by the last federal census, and which ha
not been by ordinance advanced to a city of the second gra
of the second class, said board shall close its session on
before the first Monday of August; and in cities of the thi
and fourth grades of the second class, said board shall cl
its session on or before the fourth Monday of June then ne

Compensation.

following. For each day necessarily employed in the perfor
ance of their duties, the members of said board shall ea
receive, in cities of the first class, and the first and seco
grades of the second class, and in cities having a populati
of twenty thousand and over, ascertained as aforesaid, a
which have not been advanced to a city of the second gra
of the second class, the sum of five dollars per day, and

cities of the third and fourth grades of the second class, the sum of three dollars per day, and in cities of the third and fourth grades of the second class, not county seats, the members of such board shall receive, in addition to the sum of three dollars per day, ten cents per mile traveling expenses going to the said county seat; and in cities of the first class, first grade, the auditor shall receive no compensation as a member of the board, but the board may appoint all necessary messengers and clerks, not exceeding six of each, who shall receive three dollars per day for their services, for the time actually employed, which shall be paid out of the county treasury. The county auditor may act by his deputy or chief clerk in all city boards of equalization, and, in addition to the clerks herein authorized, the auditor of the county having a city of the first grade of the first class shall appoint a clerk, who shall be styled the chief clerk of the board of equalization, at a salary of five dollars for each day's services performed; and such boards shall each have the same powers as are conferred upon annual county boards by the next preceding section, and upon complaint of the presiding officer thereof to the probate judge, the same proceedings shall be had against persons notified, and neglecting or refusing to appear before them, or refusing to swear, or answer questions, as is provided in section two thousand seven hundred and eighty-three; and county solicitors, or, where there is no such office, the prosecuting attorney of the county shall act as the legal adviser and attorney for the county board, and the city solicitor of the city board of equalization.

SECTION 2. That sections 2784, 2804, and section 2805, as amended April 10 and 16, 1888 (85 O. L., pp. 173 and 328), of the Revised Statutes, be and are hereby repealed; and this act shall take effect upon its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.

WM. C. LYON,
President of the Senate.

Passed April 3, 1889.

[Senate Bill No. 438.]

AN ACT

To amend section one of an act entitled "an act to amend section one of an act passed and took effect April 16, 1867, entitled 'an act to authorize and require the payment of bounties to volunteer soldiers,'" passed April 16, 1880 (77 v., p. 294).

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section one of an act entitled "an act to amend section one of an act passed and took effect April 16, 1867, entitled 'an act to authorize and require the payment of

bounties to volunteer soldiers,'" passed April 16, 1880 (v., p. 294), be so amended as to read as follows:

Bounty for re-enlisted veteran volunteers.

Sec. 1. That the commissioners of the several counti the trustees of the several townships, and the city council the several cities of this state, are hereby authorized and quired to issue to each re-enlisted veteran volunteer who heretofore been credited, as shown by the muster and descr tive rolls, or otherwise, upon the quota of such county, tow ship, or city, or any ward of such city, under any requisiti of the president of the United States for volunteers duri the late rebellion, and who has not received any local boun upon said enlistment, a warrant for the sum of one hund dollars, or a bond for a like sum bearing six per cent. inter redeemable at the pleasure of such commissioners, trust city councils, one year after the date thereof; and when su veteran volunteer has been credited upon the quota of state at large, or has been so indefinitely credited as that credit could only pass to the state as shown by the mus and descriptive rolls, then the auditor of state is hereby thorized and required to issue his warrant upon the st treasury to such volunteer for the sum of one hundred doll which shall be paid by the treasurer of state out of any fu in the treasury not otherwise appropriated; and in all ca where such volunteer has received a bounty of less sum th one hundred dollars on such enlistment, then it shall be duty of the state auditor, county commissioners, towns trustees, or city councils, as the case may be, to issue a w rant, or bond, as above specified, to such volunteer for difference between the amount already received, and amount he would by this act be entitled to receive, if he not received any such bounty. To determine the numbe those credited to congressional districts, that properly bel to each county of the district, the adjutant-general is her required to apportion, among the several counties of each trict, the number so assigned, in proportion to populat and notify the county commissioners of the number assig to their several counties; the commissioners shall then ceed as required in this section; provided, that any cou having previously paid the bounty to any volunteer cred to the congressional district, shall deduct the amount so p from the amount to be levied on said county; provi however, when the muster and descriptive rolls were no ceived by the adjutant-general in time for the credit the shown to be applied upon any quota, then the auditor of s shall issue his warrant on the state treasury in favo such soldier, as in the case of credits to the state at la And in all cases where the commissioners of any cou the trustees of any township, or the council of any city this state, has promised to any volunteer, under any req tion of the president, a bounty, and such volunteer received from such county, township, or city, in settlemen such a bounty, or any part thereof, any bond, certifi scrip, or promise to pay, in writing, by the provisions of w payment was to be made, in case any subsequent legisla should authorize such commissioners, trustees, or counc

levy a tax for the payment of the same, and such bond, certificate, scrip, or promise in writing has not been paid for want of such authority by the legislature, or for any other reason, and said bond, certificate, scrip, or promise in writing, has not been by such volunteer sold or assigned, then such commissioners, trustees, or council shall issue to such volunteer, or in case of his death, then to his legal representatives, a warrant for the amount of said bond, certificate, scrip, or promise in writing, together with the interest thereon from the date of issue thereof, or a bond for a like sum, redeemable as herein provided; and in case of the loss or destruction of said bond, certificate, scrip, or promise in writing, the person entitled thereto shall make affidavit of said loss or destruction, and that the same has not been sold or assigned before such person shall receive said warrant or bond as aforesaid; provided, that this act shall not be construed so as to allow any such re-enlisted veteran volunteer who has already received the bounty provided for by the act to which this is amendatory, or who has received one hundred dollars bounty from the state or any county, township, or city under any prior act; nor shall lapse of time or state equities be set up as a defense to any claim made under this act, or of any act to which this is amendatory, or any act relating to this subject, and where said trustees of townships, city councils or county commissioners have not issued said bond, certificate or promise in writing, to such re-enlisted veteran volunteer, they are hereby required to do so. Nor shall it apply to actions now pending in court.

SECTION 2. That section one of said amendatory act of April 16, 1880, be and the same is hereby repealed; and this act shall take effect upon its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 3, 1889.

[Senate Bill No. 479.]

AN ACT

To amend sections 6317 and 6318 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That sections 6317 and 6318 of the Revised Statutes of Ohio be so amended as to read as follows:

Guardian for habitual drunkards

Sec. 6317. The probate court, upon satisfactory proof that any person resident of the county wherein the application may be made, is incapable of taking proper care of himself or herself, or of his or her property, by reason of intemperance or habitual drunkenness, shall forthwith appoint a guardian of the person and property of such person, or either,

which guardian shall, by virtue of such appointment, be gua
dian also of the minor child or children of his ward, in ca
no other be appointed; and all laws relating to guardians f
lunatics, idiots, and imbeciles, and their wards, and all law
pointing out the qualifications, duties, rights, and liabiliti
of such guardians, and their sureties in force for the time bein
shall be applicable to the guardians contemplated by th
title.

Notice; conveyance or incumbrance of property after invalid.

Sec. 6318. At least five, but not more than ten, da
prior to the time when the application for the appointment
the guardian authorized by the foregoing section shall
made, a notice, in writing, setting forth the time and place
the hearing of the application, shall be served upon the pe
son for whom such appointment may be sought; and fro
the time of the service of such notice until the hearing, or t
day thereof, as to all persons having notice of such proceed
ing, no sale, gift, conveyance, or incumbrance, of the proper
of such intemperate person or habitual drunkard, shall
valid.

SECTION 2. That said original sections 6317 and 6318
and the same are hereby repealed.

SECTION 3. This act shall take effect and be in force fro
and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representativ
WM. C. LYON,
President of the Sena

Passed April 3, 1889.

[Senate Bill No. 500.]

AN ACT

To amend section 1286 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the St of Ohio*, That section 1286 of the Revised Statutes of Ohio amended so as to read as follows:

Fees of attorney-general in addition to salary.

Sec. 1286. The attorney-general, in addition to his sala shall be allowed three per centum on all collections made him for the state, but the aggregate amount of his compen tion, including such per centum, shall not exceed three th sand dollars per annum during the term of his office.

SECTION 2. This act shall take effect and be in fo from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representati
WM. C. LYON,
President of the Sena

Passed April 3, 1889.

[Senate Bill No. 516.]

AN ACT

To protect travelers on streets and highways.

Bridges over railroad crossings.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That it shall be unlawful for any person, company or corporation owning, or operating any railroad, crossing, or that may hereafter cross, over and above any street, less than seventy feet in width, in any city in this state, at an elevation above such street, sufficient to permit persons to pass and repass along such street beneath such railroad crossing, to place or cause to be placed, or to suffer or permit to be or remain in such street, beneath such railroad crossing or bridge, any pier or other stay or support for such crossing or bridge, or to suffer or permit any such railroad crossing or bridge to be or remain in such condition, that any iron, coal or other hard substance, or any fluid or noisome matter, may fall or drop from or through any such crossing or bridge, upon persons traveling or passing beneath the same; and any such person, company or corporation owning or operating any such railroad, failing to comply with the requirements of, or violating any of the provisions of this section, shall, for each and every day during the continuance of such failure or violation, and on account thereof, forfeit and pay to such city the sum of one hundred dollars, which may be recovered in a civil action, in the name of such city, against the owner or operator of such railroad, or both, as the city may elect, and thereafter like recovery may be had in like manner, for subsequent failures and violations aforesaid.

Council may prohibit switching, obstructing, etc.

SECTION 2. That the city council of any city may prohibit the switching of freight engines, trains, or cars, over or on said crossing or bridge, the sounding of locomotive steam whistles, on or near the same, and the standing or stopping of any railroad engine over or on the same, and may, by ordinance, constitute the same an offense, and provide for the punishment of any person committing such offense.

SECTION 3. This act shall take effect and be in force from and after the first day of June, 1889.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 3, 1889.

[House Bill No. 935.]

AN ACT

To amend section 2271 of the Revised Statutes of Ohio, as amended April 16, 1888.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 2271 of the Revised Statutes of Ohio, as

amended April 16, 1888, be amended so as to read
follows:

Limitation of assessments in certain cities; Cincinnati.

Sec. 2271. In cities of the first grade of the first cla
and in corporations in counties containing a city of the fi
grade of the first class, the tax or assessment especially levi
or assessed upon any lot or land for any improvement, sh
not, except as provided in section twenty-two hundred a
seventy-two, exceed twenty-five per centum of the value
such lot or land after the improvement is made, and the c
exceeding that per centum shall be paid by the corporati
out of its general revenue; and, except as provided in secti
twenty-two hundred and seventy-two, there shall not be c
lected of such assessment, in any one year, more than o
tenth of such value of the property on which the assessme
is made; and in other cities of the first class, the tax
assessment specially levied or assessed upon any lot or la
for any improvement, shall not, except as provided in secti
twenty-two hundred and seventy-two, exceed twenty five p
centum of the value of such lot or land, as determined
advance by the common council, which valuation shall n
exceed a fair market value of such lot or land after the i
provement is made, and the cost exceeding that per centu
shall be paid by the corporation out of its general revenu
and, except as provided in section twenty-two hundred a
seventy-two, there shall not be collected of such assessme
in any one year, more than one-tenth of such value of t
property on which the assessment is made; and in cities
Toledo. the third grade, first class, said tax or assessment shall not
any case exceed twenty-five per centum of the value of su
lot or land after the improvement is made, and such val
shall not be determined in advance, nor by the comm
council; and whenever any street or avenue is opened,
tended, straightened, or widened, the special assessment
the cost and expense, or any part thereof, shall be assess
only on the lots and lands bounding and abutting on su
part or parts of said street or avenue so improved, and sh
include of such lots and lands only to a fair average depth
lots in the neighborhood, but shall also include other lots a
parts thereof and lands to such depth; and whenever at le
one-half in width of any street or avenue has been dedicat
for such purpose from the lots and lands lying on one side
the line of such street or avenue, and such street or avenue
widened by taking from lots and lands on the other side there
no part of the cost and expense thus increased [incurred] sh
be assessed upon the lots and lands lying on said first me
tioned side, but only upon the other side, and as afo
said, but said special assessment shall not be in any case
excess of benefits; provided, that nothing in this section co
tained shall apply to any improvement ordered, commenc
or completed prior to the passage of this act.

SECTION 2. That section 2271, as amended April 16, 18
be and the same is hereby repealed.

SECTION 3. That this act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 3, 1889.

[House Bill No. 1323.]

AN ACT

To authorize boards of county commissioners of counties of this state, adjoining other states, to join with the proper authorities of counties of such other states, in the construction, improvement, or repair of highways, on or along the state line, between the state of Ohio and any adjoining state.

Highways along state line.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That when it may be desirable to lay out, construct or improve, by grading, graveling or macadamizing any state or county road on or along the state line, between the state of Ohio and any adjoining state, the boards of county commissioners of the several counties of this state adjoining any other state, are hereby authorized and empowered to join with the boards of county commissioners or other proper authorities of any adjoining counties of other states, in the construction and improvement in the manner aforesaid of such roads above described; and said boards of county commissioners are hereby authorized and empowered to enter into contracts jointly, with said boards of county commissioners or other proper authorities of said adjoining counties in adjoining states, for the construction and improvements of said roads, each county to pay such proportion of the costs of said improvement as shall be determined and agreed upon by and between said boards of county commissioners or other proper authorities of such adjoining states, and the board of county commissioners of any such county in this state, the share of no county in this state to exceed one-half the entire cost of said improvement; but any road so constructed or improved as above described shall be free of all tolls.

SECTION 2. In the exercise of the powers enumerated and granted in section one of this act, the board of county commissioners of any county in this state shall be governed by and in accordance with the provisions contained in chapters six, seven and eight, division two, title seven, part two of the Revised Statutes of Ohio, and in all acts amendatory thereof or supplementary thereto, so far as the same shall be applicable.

SECTION 3. This act shall be in force from and after it passage.

ELBERT L. LAMPSON,
Speaker of the House of Representative
WM. C. LYON,
President of the Senat

Passed April 3, 1889.

[House Bill No. 1352.]

AN ACT

To supplement section 2099 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the Sta of Ohio*, That section two thousand [and] ninety-nine (2099) o the Revised Statutes be supplemented by supplementary se tions with sectional numbering as follows:

Expense of maintenance of persons sentenced to work-house in certain cities.

Sec. 2099*a*. Provided, that in any county containing city of the third grade of the first class in which there is work-house built jointly by any such county and city, th expense of maintaining persons sentenced to such work house by any court, mayor or justice of the peace in suc county for offenses against a law of the state, shall be paid ou of the county treasury upon the allowance of the county com missioners, and the commissioners and directors of the work house shall agree upon the per diem sum to be paid by th county for such maintenance; and if they are unable to agre then such amount shall be fixed by the court of commo pleas of such county, or any two judges thereof, on the appl cation of either the commissioners or work-house director and the amount fixed shall be paid to the treasurer of suc city, and by him placed to the credit of the work-house fund and such per diem amount to be paid shall be fixed yearly but the per diem previously fixed shall continue until th new determination, and settlements and payments shall b made quarterly, if so desired by said work-house directors.

Cruelty, etc.; who shall be sentenced for.

Sec. 2099*b*. And in any such county containing a cit of such third grade, first class, when any person being th parent or guardian of any child or children under sixteen (16 years of age is convicted of the offense of torturing, tormen ing, cruelly or unlawfully punishing, or willfully and negl gently depriving of proper food, clothing or shelter, or willfull abandoning such child or children, as is provided for i supplementary section 6984*a* of the Revised Statutes, and fine shall have been imposed in whole or part punishment fo such offense, and the same and the costs of said prosecutio are not immediately paid, such person shall be imprisoned i said work-house and kept at hard labor, until, at the rate o sixty cents per day for each day's labor, Sundays and days o sickness not to be counted, he shall have canceled the amoun of such fine and costs, and during the whole term of his im

prisonment under the sentence for said offense, he shall be kept at hard labor; and said board of directors shall pay over to the mother or guardian of the said child or children of such person so imprisoned at the end of each week of said imprisonment for the support and maintenance of said child or children, when the same is needed for such support, a sum equal to forty cents, for each day of labor as aforesaid, and the sum so paid as aforesaid shall be by said board charged up as a part of the current expenses of maintaining said work-house, and shall be allowed accordingly.

SECTION 2. That this act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 3, 1889.

[House Bill No. 1353.]

AN ACT

To supplement section 2100 of the Revised Statutes of Ohio, as amended April 9th, 1885 (v. 82, p. 117).

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That section two thousand one hundred (2100) of the Revised Statutes, as amended April 9th, 1885, be supplemented by supplementary sections with sectional numbering as follows:

Parole of prisoners in work-house.

Sec. 2100*a*. Provided, however, that the board of work-house directors in cities of the third grade of the first class shall have power to establish rules and regulations under which and specify the conditions on which any prisoner may be allowed to go upon parole outside of the buildings and enclosures, but to remain, while on parole, in the legal custody and under the control of the board, and subject at any time to be taken back within the enclosure of said institution; and full power to enforce such rules and regulations and conditions, and to retake and re-imprison any convict so upon parole, is hereby conferred upon said board, whose written order, certified by its secretary, shall be a sufficient warrant for all officers named therein to authorize such officer to return to actual custody any conditionally released or paroled prisoner; and it is hereby made the duty of all officers to execute said order the same as ordinary criminal process; and said board may employ or authorize any person or persons to see that the conditions of said paroles are not violated, and in case of such violation to return any such prisoner so violating said parole to said work-house, and the time between the violation of the conditions of such parole or conditional release (by whatever name), as entered by order of the board in the record of its meetings, and the re-imprisonment or return of such prisoner, shall not be counted as any part or portion of time served under

any sentence; and any prisoner at large upon such parole w
fails to return to the actual custody of said work-house as m
be specified as one of the conditions of his parole, or comm
a fresh crime and is convicted thereof, shall be, on the ord
of said board, treated as an escaped prisoner and subject to t
penalties named in section two thousand one hundred a
three (2103) of the Revised Statutes.

Fines paid by persons sentenced to work-house.

Sec. 2100*b*. And all fines paid by persons so sentenced
said work-house, situate in any such city of the third grad
first class, after their actual incarceration therein, except
offences mentioned in sections 6951, 6952, 6984 and 6984*a*
the Revised Statutes, shall be paid over to the board of wo
house directors of such work-house, to be by said board appli
to the payment of the expenses of such work-house.

SECTION 2. That this act shall take effect on its passa

ELBERT L. LAMPSON,
Speaker of the House of Representati
WM. C. LYON,
President of the Sena

Passed April 3, 1889.

[House Bill No. 783.]

AN ACT

To amend section 6355 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the St*
of Ohio, That section 6355 of the Revised Statutes be

Preferred claims.

amended as to read as follows:

Sec. 6355. All taxes of every description assessed agai
the assignor upon any personal property held by him bef
his assignment, shall be paid by the assignee or trustee, out
the proceeds of the property assigned in preference to a
other claims against the assignor, and every person who sh
have performed any labor as an operative in the service
the assignor, shall be entitled to receive out of the trust fun
before the payment of the other creditors, the full amount
the wages due to such person for such labor performed wit
twelve months preceding the assignment, not exceeding th
hundred dollars. But the foregoing provisions shall not pre
dice or in any way affect securities given, or liens obtained
good faith, for value, but judgments by confession on w
rants of attorney rendered within two months prior to su
assignment, or securities given within such time to creat
preference among creditors, or to secure a pre-existing d
other than upon real estate for the purchase money there
shall be of no force or validity as against such claims for la
to the extent above provided, in case of assignment.

SECTION 2. That said original section 6355 be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 5, 1889.

[House Bill No. 1050.]

AN ACT

To define the powers of municipal authorities in certain cases herein mentioned.

Municipalities authorized to lay pipes for natural gas, etc., outside of corporate limits.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That any city or village authorized and empowered by any general or special law to purchase or lease lands, purchase, lease or sink natural gas wells, procure right of way, purchase and lay down pipes, etc., for the purpose of supplying such city or village, or the citizens thereof, with natural gas, is hereby authorized and empowered to exercise any or all of said powers outside of its corporate limits. And all the rights and powers conferred upon companies by sections thirty-eight hundred and seventy-eight and thirty-eight hundred and eighty (3878 and 3880), as amended March 24, 1888, and subject to all the restrictions therein, are hereby conferred upon the cities and villages above referred to.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 5, 1889.

[House Bill No. 1120.]

AN ACT

To supplement an act passed April 4, 1888, entitled "an act supplementary to an act entitled an act supplementary to section 2293, Revised Statutes of Ohio," passed April 25, 1885.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the following section be enacted as supplementary to an act passed April 4, 1888, entitled "an act supplementary to an act entitled an act supplementary to section 2293, Revised Statutes of Ohio," passed April 25, 1885:

Sec. 2293*c*. In cities of the first grade of the first cla
the board of public affairs of any such city shall have autho
ity to cause any of the streets, avenues or highways of sa
city to be improved with granite block, asphalt pavement,
other material, and the method of procedure in such case sha
be as follows:

Authorizing certain cities to improve streets, avenues, etc.

1. The provisions contained in paragraphs 1, 2, 3, 5 ar
7 of said section 2293*a*, as enacted April 25, 1885, and the pr
visions contained in paragraph 2 of section 2293*b*, as enacte
April 4, 1888, shall apply to improvements under this ac
and be the mode of procedure hereunder; provided, that a
the powers conferred upon and to be exercised by the boa
of public works, under said section 2293*a*, shall be conferr
upon and exercised by the board of public affairs of such ci
hereunder.

2. All material necessary to be removed from any stre
avenue, or highway where such improvement is to be mad
shall go to and become the property of the contractor as pa
compensation for such improvement; and the advertiseme
for bids shall state that said materials are to go to the co
tractor, so that all bidders may know that fact and make the
bids with reference thereto.

3. In order to provide a fund for carrying on said in
provements and paying so much of the cost thereof as is he
in provided to be paid by the city at large, it shall be lawf
for said board of public affairs to issue bonds in the name
said city, under the corporate seal thereof, during each of t
four fiscal years next ensuing after the passage of this act,
such amounts as they may deem necessary, not to exceed,
any one year, the sum of one hundred and fifty thousand d
lars; provided, however, that all of said sum for which bon
may be issued during any one year need not be expended
paid out during the year in which said bonds are issued; sa
bonds shall be made payable in not less than ten years and n
more than twenty years from the date of their issue, and be
interest at a rate not exceeding four per centum per annu
said bonds shall be signed by the president of said board, a
attested by the city comptroller, and shall be secured by t
pledge of the faith of the city, and a tax, which it shall be t
duty of the council of said city, annually, to levy upon all t
taxable property of said city, and certify the same to t
county auditor, upon a certificate to that effect from the sa
board of public affairs as the amount necessary to pay t
interest thereon, and to provide a sinking fund for the fi
redemption of said bonds. Said tax shall be in addition
the amount now authorized to be levied for municip
purposes.

4. Said board of public affairs shall receive bids for sa
bonds, from time to time, as they are issued, after advertisi
the same for sale, once per week for four consecutive wee
on the same day of the week, in some newspaper of gene
circulation in said city, and shall sell the same for not l
than the par value thereof, with accrued interest, to the hig
est bidder. The money arising from the sale of said bon
shall be placed in a fund to be called "the additional gran

pavement fund;" and a careful account of the condition of said fund shall be separately kept by the comptroller of said city.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 5, 1889.

[House Bill No. 1145.]

AN ACT

To supplement section 1438 of the Revised Statutes of Ohio, relating to the sale or surrender of lease of lands granted by congress for religious purposes.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the following sections shall be supplementary to section 1438 of the Revised Statutes of Ohio, with sectional numbering as follows:

"Ministerial fund."

Sec. 1438*a*. The money which has been or may hereafter be paid into the state treasury on account of sales of lands granted by congress for religious purposes, known as section twenty-nine, shall constitute the "ministerial fund," of which the auditor of state shall be the superintendent, and the income of said fund shall be used exclusively for religious purposes.

Account of by auditor of state.

Sec. 1438*b*. The ministerial fund shall constitute an irreducible debt of the state, on which the state shall pay interest annually, to be computed for the calendar year, and the first computation on any payment of principal, hereafter made, to be from the time of payment to and including the thirty-first day of December next succeeding, and the auditor of state shall keep an account of the fund and of the interest which accrues thereon, in a book or books to be provided for that purpose, with each original surveyed township or other district to which any part of the fund belongs, crediting each with its share of the fund, and showing the amount of interest thereon which accrues and the amount which is disbursed annually to each.

Statement to be transmitted to county auditor.

Sec. 1438*c*. The auditor of state shall transmit, with each February settlement sheet, a certified statement, showing the amount of interest derived from the ministerial fund, payable to each original surveyed township or other district within the county, and the treasurer of each county shall, at the February settlement with the auditor of state, retain in the county treasury, from the state taxes collected by him, the amount of the funds shown by said certified statement to be

due such county. And the treasurer of each county shall pa said funds, on the warrant of the county auditor, to the trea urer of the original township in which such lands are locate said warrants to be drawn for the amount due each origin township, as certified by the auditor of state; and said fun shall be apportioned by the trustees of such original survey township in the manner now provided for the apportionme of money arising from rents and profits on such lands.

SECTION 2 This act shall take effect and be in force fro and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representativ
WM. C. LYON,
President of the Sena

Passed April 5, 1889.

[House Bill No. 1396.]

AN ACT

To provide for the repairing, cleaning and sprinkling of, and planti and caring for trees in streets, avenues and alleys in a city of a certa population.

Authorizing certain cities to plant trees in avenues, alleys and streets.

SECTION 1. *Be it enacted by the General Assembly of the St of Ohio*, That the city council of any city that had at the la federal census a population of seven thousand and twent six, shall have authority to provide by ordinance, in the ma ner hereinafter stated, for the repairing, sprinkling, sweepi and otherwise cleaning of, and planting and taking care shade trees in any of the avenues, streets and alleys, or a part thereof, which have been improved under any ci ordinance, by the construction of any permanent paveme and any one or more of such objects may be embraced in a resolution or ordinance for such purpose.

Council may appoint a board of commissioners.

SECTION 2. That the city council may, by ordinan appoint two electors of such city, who shall be owners property abutting upon the street, avenue or alley to be paired, sprinkled or cleaned, or in which trees are to planted, to serve without compensation, who, together wi the city civil engineer, shall constitute a board of comm sioners with full power and authority to repair, clean a sprinkle, and plant and take care of shade trees in any su street, avenue, or alley, or any part thereof, the cost of whi including intersections, shall be a lien upon the abutti property, and be estimated, assessed and collected, as p vided in section twenty-three hundred and eleven (2311) the Revised Statutes.

Term, vacancy, etc.

SECTION 3. That said commission shall be appointed the term of three years, and a vacancy arising from a cause may be filled by the appointment, of the council, o person qualified as provided in section two of this act.

SECTION 4. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 5, 1889.

[House Bill No. 1425.]

AN ACT

To authorize the payment of the expenses incurred in the transportation of orphan children in the home at Xenia, Ohio, during the national encampment.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That out of any money in the general revenue fund, not otherwise appropriated, the sum of five hundred dollars be appropriated to pay the expenses incurred in the transportation of the orphan children in the home at Xenia, Ohio, to Columbus, Ohio, and return, on September 11, 1888, during the national encampment of the G. A. R., and the auditor of state be and he is hereby authorized to issue his warrant on the state treasurer for said amount, payable to Thomas H. Blake, department quartermaster of the state of Ohio, Grand Army of the Republic, on the presentation by him of the receipt for above amount by railroad company.

Appropriation to pay cost of transportation of children from Xenia home.

SECTION 2. This act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 5, 1889.

[Senate Bill No. 331.]

AN ACT

Supplementary to section 6975 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the following section be enacted as supplementary to section 6975 of the Revised Statutes of Ohio, with sectional numbering as follows:

Sec. 6975*a*. It shall be unlawful for any person to offer or give, directly or indirectly, any reward or consideration, or make any present or reduction in price, to any person employed in any of the public schools of this state, or to any

Unlawful to offer bribe for recommending text books etc.

Unlawful to employ certain relatives as teachers.

officer having any authority or control over the same favoring, recommending or advocating the introduction, ado tion or use, in the school in which such person is employe or over which such officer has any authority or control, of a text-book, map, chart, globe or other school supplies, or induce him so to do; and it shall be unlawful for any su employe, or officer, to accept, or to offer or agree to receive or cept any reward, consideration, present, gift or reduction in pri for so doing; and it shall also be unlawful for any local dir tor or member of a board of education to vote for, or parti pate in the making of any contract with any person as teacher or instructor in any of the public schools of this st to whom he is related as father or brother, or to act in a matter in which he is pecuniarily interested, or to receive, offer to accept or receive any reward or gain for any offic act. Any person violating any of the foregoing provisio shall, upon conviction, be fined not less than twenty-fi dollars, and not more than five hundred dollars, or be impr oned not more than six months, or both.

SECTION 2. This act shall take effect and be in force fro and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representativ
WM. C. LYON,
President of the Sena

Passed April 5, 1889.

[Senate Bill No. 404.]

AN ACT

To amend section 6391, as amended March 9, 1883, and sections 63 6393 and 6385 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the St of Ohio*, That section 6385 of the Revised Statutes of Ohio amended so as to read as follows:

Who may solemnize marriages.

Sec. 6385. It shall be lawful for any ordained minist of any religious society or congregation within this state, w has, or may hereafter obtain a license for that purpose, hereinafter provided, or for any justice of the peace in county, or for the mayor of any city or incorporated villa in any county in which such city or village may wholly partly lie, or for the several religious societies, agreeably the rules and regulations of their respective churches, to jo together as husband and wife, all persons not prohibited law.

Certificate of marriage to be transmitted to probate judge and recorded.

Sec. 6391. A certificate of every marriage hereafter sole nized, whether authorized by publication of bans in the co gregation, or by license issued by a probate judge, or af notice given to the congregation, signed by the justice, may or minister solemnizing the same, or clerk of the month meeting shall be transmitted to the probate judge in t

county wherein the marriage license was issued, or the congregation wherein said bans were published is situated, or marriage was celebrated, within three months thereafter, and recorded by such probate judge; every justice, mayor, or minister, or clerk of the monthly meeting, failing to transmit such certificate to the probate judge in due time, shall forfeit and pay fifty dollars, and if the probate judge shall neglect to make such record, he shall forfeit and pay fifty dollars to and for the use of the county.

Penalty for solemnizing marriage contrary to this chapter.

Sec. 6392. If any justice, minister or mayor by this chapter authorized to join persons in marriage, shall solemnize the same contrary to the true intent and meaning of this chapter, the person so offending shall, upon conviction thereof, forfeit and pay any sum not exceeding one thousand dollars, to and for the use of the county wherein such offense was committed; and if any person, not legally authorized, shall attempt to solemnize the marriage contract, such person shall, upon conviction thereof, forfeit and pay five hundred dollars to and for the use of the county wherein such offense was committed.

Before solemnizing marriage, minister, mayor or justice must be satisfied that bans were published, or of consent of parent or guardian.

Sec. 6393. It shall be the duty of every minister, mayor, or justice of the peace, before he shall solemnize any marriage between the parties, either of whom is required by section sixty-three hundred and eighty-four, to obtain the consent of his or her parent or guardian (except in cases where license shall have been obtained from the judge of the probate court), to be satisfied that the intention of marriage between such parties has been duly published, and also that the consent of such parent or guardian has been obtained, either by acknowledgment in the presence of such minister, mayor or justice of the peace, or by a certificate under the signature of such parent or guardian, and attested by one or more credible witnesses, who shall be present for the purpose of satisfying such minister, mayor or justice of the peace that such certificate was actually signed by the parent or guardian for the purpose aforesaid.

SECTION 2. Said section 6391, as amended March 9, 1883, and said original sections 6392, 6393 and 6385 are hereby repealed.

SECTION 3. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.

WM. C. LYON,
President of the Senate.

Passed April 5, 1889.

[Senate Bill No. 477.]

AN ACT

To amend section 1529 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the Sta of Ohio*, That section 1529 of the Revised Statutes of Ohio b amended so as to read as fcllows:

Township officers to deliver to successors all records, etc.

Sec. 1529. The township trustees are authorized to pu chase one copy of the Revised Statutes for their use, and or copy for the use of each justice of the peace within their town ships, to be paid for out of any unappropriated funds in th township treasury. Copies so purchased shall be the propert of the township, and shall be so marked. All townsh officers shall deliver over to their successors in office all book records, documents, laws, obligations, papers, blanks, and a other articles and property belonging to their respective office or deposited with them in their official capacity; and any pe son who has been a township officer who refuses to deliv over the same, or any part thereof, shall forfeit any sum n more than fifty nor less than five dollars, to be recovered l action for the use of the township.

SECTION 2. That said original section 1529 be and t same is hereby repealed; and this act shall take effect fro and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representati
WM. C. LYON,
President of the Sen

Passed April 5, 1889.

[Senate Bill No. 523.]

AN ACT

To amend an act entitled "an act to authorize cities of the first clas issue bonds for university purposes," passed April 27, 1872 (69 O 164), as amended May 8, 1878 (75 O. L., 138).

SECTION 1. *Be it enacted by the General Assembly of the S of Ohio*, That section 2 of the said act, as amended Ma 1878 (75 O. L., 138), be so amended as to read as follows:

Levy of tax to pay interest and for redemption of bonds. etc.

Sec. 2. If any bonds of such city have been or shall hereafter issued, as provided in the foregoing section, it s be the duty of the board of education of such city, annu thereafter, to include in the tax levy for school purpos levy on all the taxable property of said city of one-tenth one mill on the dollar valuation thereof on the duplicate, the proceeds thereof shall be paid into the city treasury, shall be pledged and applied by the common council of

city in payment of the interest which may accrue on said bonds, and as a sinking fund not exceeding one per cent. yearly on the amount of the bonds so issued, for the redemption of the principal; and the residue, if any, of such tax shall be paid over to the board of directors of such university every year, for the support of such university, college, or institution of learning; provided, that whenever said bonds and the interest thereon shall have been fully paid, the board of education of such city may exercise the discretion conferred upon said board by the fifth section of the aforesaid act of April 16, 1870 (67 O. L., 87).

SECTION 2. That said section two of said original act, as amended May 8, 1878 (75 O. L., 138), be and is hereby repealed; and this act shall be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 5, 1889.

[Senate Bill No. 533.]

AN ACT

To amend section 3950 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 3950 of the Revised Statutes of Ohio, as amended April 14, 1884 (81 v., 211), as amended March 18, 1887 (vol. 84, p. 117), is so amended as to read as follows:

Joint sub-districts; how dissolved.

Sec. 3950. No joint sub-district which is now organized, or may hereafter be organized, shall be dissolved, changed, or altered, unless by the concurrent action of the boards of education of the several townships having territory included therein; provided, however, that when any board of education in a joint sub-district desires to dissolve, change, or alter the same, the board of education desiring such dissolution, change, or alteration, shall notify, in writing, the boards of education interested, of the time when they will meet to consider the proposed dissolution, change, or alteration. The place of meeting shall be the school house in such joint sub-district; but if there be none, then at some convenient place in the vicinity of such joint sub-district. If the joint boards fail to meet, or, having met, cannot agree upon a dissolution, change, or alteration, as the case may be, then the board of education desiring such dissolution, change, or alteration may appeal to the probate court of the proper county, and the same proceedings shall be had as in case of appeals in the formation of joint sub-districts,

so far as applicable, as provided in sections 3935, 3936, 39
3938, 3939, 3940, and 3941; and any joint sub-district est
lished by proceedings in the probate court may be dissolv
changed, or altered, as provided in this section, at any ti
after the expiration of five years, or the court may disso
the same at any time, upon being petitioned to do so by t
thirds of the voters residing in the district which is affec
by the change, when the best interests of the schools dema
such dissolution, change, or alteration.

SECTION 2. That section 3950 of the Revised Statute
Ohio, as amended March 18, 1887 (vol. 84, p. 117), is here
repealed.

SECTION 3. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representati
WM. C. LYON,
President of the Sen

Passed April 5, 1889.

[Senate Bill No. 562.]

AN ACT

Supplementary to section 2500 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the S*
of Ohio, That section 2500 of the Revised Statutes of Ohio
supplemented as herein provided, and with sectional numb
ing as follows:

Council may prevent the obstruction of streets, etc., by railroad companies.

Sec. 2500*a*. In addition to the powers specifically gra
ed in said section 2500, and in sections 2492 to 2499 inclus
and in section 1692, and the acts amendatory of and sup
mentary thereto, of the Revised Statutes of Ohio, cities of
first grade of the second class shall have the following gen
powers, and the council may provide, by ordinance, for
exercise and enforcement of the same: To provide aga
and prevent the obstruction, use, or occupancy of any str
or other public highway, with any locomotive, car, cars
train, by any railroad company, companies, superintend
agent, or other employe thereof, either directly or indirec
permitting or suffering such locomotive, car, cars, or trai
remain upon or across such street, or other public highw
or any part thereof, or by coupling, switching, or shiftin
locomotives, cars, or trains, or the making up of trains u
or across such street, or other public highway, or any
thereof, or by the moving or stopping of long fre
trains upon or across the same, for a period not lo
than two minutes at one time; to prevent such obstruct
use, or occupancy of any such street, or other public highw
by any railroad company, companies, superintendent, ag
or other employe thereof, either directly or indirectly, f

period of ten minutes after the same has been once so obstructed, used, or occupied for said period of two minutes, so as to give and guarantee to the public the exclusive use of such street, or other public highway, for ten minutes thereafter; to require any railroad company or companies so using such street, or other public highway, for said period of two minutes, to provide and maintain suitable bars or gates, and watchmen, at such street or other crossing, to secure and warn the public against the dangers attending such use. It is further provided that the council of such cities, to carry into force and effect the provisions of any ordinance or ordinances under this section, shall have power to prescribe penalties for any violation thereof, by fine not to exceed fifty dollars for each offense, or by imprisonment not to exceed thirty days, or both fine and imprisonment for each and every repeated violation thereof after the first offense. It is provided further, that nothing herein shall be so construed as to affect or interfere with the arrival and departure of regular railroad trains moving on and across such street or public highway, without stopping, at a rate of speed not exceeding six miles per hour.

May require gates to be erected at crossings.

Sec. 2500*b*. Should any railroad company or companies neglect or fail to protect the public by putting up gates or bars, or to maintain watchmen, as provided in section 2500*a*, the city council may cause such suitable gates or bars to be put up, and employ such necessary watchmen, at the expense of said railroad company or companies, and by civil action recover against such company or companies the expense so incurred.

When council may erect gates or employ watchmen.

Sec. 2500*c*. The mayor of such cities shall cause the enforcement of any ordinance or ordinances enacted by such council under said section 2500*a*; and the mayor shall appoint and commission a sufficient force of officers and special detectives to secure the public safety and convenience, and to make arrests, and prosecute any violation of any such ordinance or ordinances.

Duty of mayor

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 5, 1889.

[Senate Bill No. 152.]

AN ACT

Supplementary to sub-division 5 of chapter 4 of the Revised Statutes, to vest in the council and the board of public affairs of certain cities additional powers respecting sewers.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That there be and is hereby added as a supple-

mental section to sub-division five of chapter four, title twe division seven of the Revised Statutes, the following:

How assessments may be paid.

Sec. 2406*a*. In cities of the first grade of the first c the council may require any assessment mentioned in sub-division to be levied and paid either in one installment, not exceeding ten equal annual installments, as it shall in case determine either in the resolution or ordinance to impr and all those powers and duties mentioned in this chapte lative to proceedings to authorize and procure the construc and repairs of the sewerage and other improvements na in this sub-division, which are vested in and may be formed by council subsequently to the adoption of an ordin to improve under section 2316 of said chapter, shall here be vested in and performed by the board of public af

Duty of board of public affairs.

alone, without the concurrence of the council; and said b of public affairs shall have exclusive control of any an funds now in the treasury of any such city, or that may h after be paid into such treasury for the purpose of construc or repairing sewers or house connections, drains or dit and the comptroller and treasurer of every such city authorized and directed to make payments out of such f only upon the order of said board. In all cases where cou has determined that any assessment mentioned in this division shall be paid in installments, the option of pa his portion of such assessment in full within a perio twenty days from the date of the levy thereof shall be give each of the property owners, and notice of such option be published twice within the first ten days of said peri twenty days, in at least one newspaper of general circula in the cities where any such assessment is levied; and all paid portions of each and all of said installments shall interest from and after the expiration of said option at rate of six per centum per annum until paid. In order to the cost of any such improvement as to which any assessment in installments is made, said board of pu affairs may borrow upon the credit of the corporation a

Bonds.

of money sufficient to pay such cost, and may issue bo notes, or certificates of indebtedness under the corporate pledging the faith and credit of the corporation for the ment of the principal and interest of such bonds, note certificates of indebtedness, which interest shall not ex the rate of six per centum per annum, payable semi-annu and such bonds, notes, or certificates of indebtedness shal press upon their face the purpose for which, and under order they are issued, and shall be signed by the presi and clerk of said board, and countersigned by the comptr of the corporation, and may be sold by said board for no than their par value, upon ten days' notice, published i least one newspaper of general circulation in the corpora The moneys so obtained shall be applied exclusively in case by said board of pubic affairs to the payment of the of the improvement as to which the assessment in in ments is made. When any such assessment in installm is made, and bonds, notes, or certificates of indebtednes issued as aforesaid, in anticipation of the collection of

assessment, the ordinance of said board directing the assessment shall specify the amount by the front foot or according to valuation or benefits, or otherwise, and the comptroller of the corporation shall, on or before the second Monday of September, annually, certify such assessment to the county auditor, and the assessment shall be placed on the tax list and collected, and when collected shall be paid and applied in the manner prescribed by section 2695 of the Revised Statutes for the collection of assessments.

When assessments to be placed upon tax list.

SECTION 2. That nothing herein shall be so construed as to repeal or affect an act entitled "an act to provide for the construction of trunk sewers, in cities of the first grade of the first class," passed March 12, 1887; and this act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 6, 1889.

[Senate Bill No. 570.]

AN ACT

To authorize the council of any incorporated village within this state, which at the last federal census had, or at any subsequent federal census may have, a population of not less than 1,205 nor more than 1,210, to issue bonds for the purpose of developing natural gas, petroleum and coal, and to repeal an act therein named, passed March 1, A. D. 1889.

Certain villages authorized to issue bonds for natural gas purposes.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the council of any incorporated village within this state, which at the last federal census had, or any subsequent federal census may have, a population of not less than 1,205 nor more than 1,210, is hereby authorized and empowered to issue bonds, not exceeding in amount the sum of four thousand dollars ($4,000) for the purpose of procuring territory and developing natural gas, petroleum and coal, either within or without the limits of such incorporated village. Said bonds shall be signed by the mayor of such village, and countersigned and registered by the clerk thereof, and may be issued in any denominations of not less than one hundred dollars nor more than five hundred dollars, bearing interest at a rate of six per centum per annum, payable annually, running not to exceed five years from date of issue, and shall be payable in such amounts [of] each year as the council of such village may determine; and said bonds shall not be sold for less than par.

Levy of tax.

SECTION 2. For the payment of the principal and interest of said bonds, as the same shall become due, the council of such village is hereby authorized and required to levy a tax

on all taxable property within the corporate limits of sa village, in such amounts each year as will meet the princip and interest then falling due upon said bonds, which le shall be placed on the tax duplicate by the county audit and collected as other taxes.

SECTION 3. That said original act, passed March 1, 188 entitled "an act to authorize the council of any incorporat village within this state, which at the last federal census ha or at any subsequent federal census may have, a populati of not less than 1,205 nor more than 1,210, to issue bonds f the purpose of developing natural gas, petroleum and coa be and the same is hereby repealed.

SECTION 4. This act shall take effect and be in for from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representati
WM. C. LYON,
President of the Sena

Passed April 6, 1889.

[House Bill No. 812.]

AN ACT

For the relief of Frank Welsh, member of Company D, 14th Regime O. N. G.

WHEREAS, On the 9th day of January, 1888, Frank Wel a member of Company D, 14th Regiment, Ohio Natio Guard, while on duty in the city of Columbus, under regu orders of George D. Freeman, colonel of said regiment, a while in the line of duty fell upon the icy pavement a broke his collar bone, from which accident he was necessita to contract indebtedness to the amount of forty dollars surgical treatment at Columbus and Marysville, and for ot necessary care; therefore,

Appropriation for relief of Frank Welsh.

SECTION 1. *Be it enacted by the General Assembly of the S of Ohio*, That the auditor of the state of Ohio be and he authorized and required to issue his warrant on the treasu of state to pay to the said Frank Welsh, member of Compa D, 14th Regiment, O. N. G., the sum of forty dollars, ou the general fund of the state, which sum shall be in full the expenses incurred for surgical treatment and for ot expenses caused during his disability.

SECTION 2. This act shall take effect and be in force fr and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representat
WM. C. LYON,
President of the Sen

Passed April 6, 1889.

[House Bill No. 1398.]

AN ACT

To further supplement section 4836 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 4836 of the Revised Statutes be supplemented by a supplemental section additional to those passed April 22, 1885 (v. 82, pp. 144 to 147), with sectional numbering as follows:

Issue of bonds for construction and repair of improved roads.

Sec. 4836*g*. The commissioners of any such county, containing a city of such third grade, first class, are hereby authorized, whenever, in their judgment, it is desirable, to issue and sell the bonds of such county to an amount not in excess of twenty-five thousand dollars ($25,000), in any one year, and not in excess of fifty thousand dollars ($50,000), in the aggregate, for the purpose of paying such county's share of the costs and expenses of contracting macadamized, stone or gravel roads, as provided in said preceding supplemental sections to said section 4836; said bonds to state for what purpose issued, to bear interest at a rate not in excess of four and one-half per cent. per annum, payable semi-annually, to mature in not less than ten years nor more than twenty years after their issue, and not less than five thousand dollars nor more than twenty thousand dollars of said bonds shall mature in any one year, and they shall be sold according to law, and for not less than par and accrued interest; the proceeds of such bonds to be applied and used exclusively for the same purposes and in the same manner as the levy of seven-tenths of one mill provided for in said supplementary sections, and may be in addition to such levy or any part thereof; and the interest and principal of such bonds to be paid from said levy of seven-tenths of one mill, or any part of same.

SECTION 2. That this act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 6, 1889.

[House Bill No. 1281.]

AN ACT

To supplement section 4908 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the following section be enacted as supplementary to section 4908 of the Revised Statutes of Ohio, with sectional numbering as follows:

Land may be dedicated for use as public highways.

Sec. 4908. That any person or persons may dedicate any tract or strips of ground to the public use as a highway,

either by plat or deed of gift to the county or township, fi
with the commissioners or trustees, and by them recorded
road surveys and other plats; and the county commissione
or in a proper case the township trustees, may, if they de
such road of sufficient public utility, accept the same,
entry to that effect on their record, and recording as aforesa
Upon such acceptance, said tract or strip shall become and
a legally established highway.

SECTION 2. That this act shall take effect on its passa

ELBERT L. LAMPSON,
Speaker of the House of Representati
THEO. F. DAVIS,
President pro tem. of the Sen

Passed April 9, 1889.

[House Bill No. 1283.]

AN ACT

To define the mode of working out taxes levied for repairing the pu highways in certain counties.

Road taxes in certain counties; how may be worked out.

SECTION 1. *Be it enacted by the General Assembly of the S of Ohio*, That in every county in the state of Ohio, havin population of thirty thousand two hundred and eighty- (30,281) at the last federal census, or any succeeding cen all taxes collected for the repair of all free turnpike roads, all county roads in said counties, and expended on said ro under the supervisor or any other authorized agent, it hereby made the duty of such supervisor or agent, to no all the tax-payers living in any road district in any of foregoing specified counties whose road tax shall exceed dollars in any one year, of the time and place of making road improvements, and said tax-payers shall have the ri to work out so much of their several amounts of road taxe may be expended on said roads, under the direction of supervisor or agent, at such time and place as he may spec

Penalty for non-compliance with provisions of this act.

SECTION 2. Any supervisor or agent neglecting or re ing to notify any of the tax-payers specified in section on this act, shall be liable for the amount of said taxes, to be lected by the township trustees, or county commissioners an action of debt from the supervisor or agent or t securities on their official bond, for the benefit of any road as the original tax was levied.

SECTION 3. This act shall be in force from and afte passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representa
WM. C. LYON,
President of the Se

Passed April 9, 1889.

[House. Bill No. 1418.]

AN ACT

To authorize village councils in villages having a certain population at the next [preceding] federal census to issue bonds for the purpose of extending and improving their public water works.

Authorizing certain villages to issue bonds for water works extension.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the village councils in all villages in the state of Ohio, having a population of fifteen hundred and ninety-five (1,595) at the next preceding federal census, or which may hereafter have, be and the same are hereby authorized to issue the bonds of said villages in a sum not exceeding fifteen thousand dollars, bearing interest at a rate not exceeding six per cent. per annum from the date of issue, payable semi-annually, for the purpose of extending and improving the public water works in said villages.

Levy of tax to pay principal and interest.

SECTION 2. Said bonds shall be signed by the mayor of such villages, and countersigned by the clerks thereof. Said bonds shall not be sold for less than their par value, and shall be issued only at such times, and in such amounts as the village councils may find necessary for the proper progress of the said work. The principal of such bonds shall be payable at such times as such councils may determine by ordinance within a period not exceeding thirty years, and said village councils are hereby authorized to levy a tax upon all the taxable property of said villages, to pay said bonds and interest thereon, not to exceed four mills on a dollar in any one year.

Application of proceeds.

SECTION 3. The funds realized from the sale of said bonds shall be used only for the purpose of extending and improving the public water works of such villages.

Must be submitted to vote.

SECTION 4. The question of issuing said bonds and levying said tax shall be submitted to the qualified electors of such villages at a special election to be held at the usual place of holding elections in such villages. Notice of such elections shall be given by the councils of such villages either in a newspaper having general circulation in such villages, or by posting three notices in different parts of such villages, at least twenty days before the date fixed for holding such elections. The tickets to be voted at said elections shall have written or printed thereon the words, "For extension and improvement of public water works—Yes," or "For extension and improvement of public water works—No;" and a majority vote at said elections shall authorize the issue of said bonds, the levy of said tax and the expenditure of said money for the purpose herein indicated.

SECTION 5. This act shall take effect and be in force on and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.

THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 9, 1889.

[House Bill No. 1450.]

AN ACT

To authorize the secretary of state to furnish the auditor of Lick county, Ohio, a complete set of weights and measures to replace th destroyed by fire.

Weights and measures.

SECTION 1. *Be it enacted by the General Assembly of the St of Ohio*, That the secretary of state is hereby authorized furnish a complete set of weights and measures to the audi of Licking county, Ohio, for the use of said county, as p vided by law, to replace those destroyed by fire in the co house of said county on the third day of April, A. D. 1876

SECTION 2. This act shall take effect and be in fo from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representati

THEO. F. DAVIS,
President pro tem. of the Sen

Passed April 9, 1889.

[Senate Bill No. 276.]

AN ACT

Relating to life insurance companies doing business in the state of O

Premiums for life or endowment insurance; unlawful to discriminate.

SECTION 1. *Be it enacted by the General Assembly of the St of Ohio*, That no life insurance company doing business Ohio, shall make or permit any distinction or discrimination favor of individuals between insurants of the same class a equal expectation of life in the amount or payment premiums or rates charged for policies of life or endowme insurance, or in the dividends or other benefits paya thereon, or in any other of the terms and conditions of contracts it makes; nor shall any such company or any ag thereof make any contract of insurance or agreement as such contract, other than as plainly expressed in the poli issued thereon; nor shall any such company or agent pay allow, or offer to pay or allow, as inducement to insurance, a rebate of premium payable on the policy, or any special fa or advantage in the dividends or other benefit to acc thereon, or any valuable consideration or inducement wh ever not specified in the policy contract of insurance.

Penalty for violation of provisions of this act.

SECTION 2. Every corporation, or officer or agent there who shall willfully violate any of the provisions of this a shall be fined in any sum not exceeding five hundred dolla to be recovered by action in the name of the state [and] on c lection paid into the county treasury for the benefit of common school fund.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 10, 1889.

[Senate Bill No. 345.]

AN ACT

To amend section 2096 of the Revised Statutes of Ohio, relative to the board of directors of work-houses.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 2096 of the Revised Statutes of Ohio be so amended as to read as follows:

Work-house directors.

Sec. 2096. The direction, management and control, of any work-house and the maintenance and care of the convicts therein, shall be vested in a board of five directors, who shall be called the "board of work-house directors," and such directors shall be freehold electors of the corporation and serve without compensation; provided, that in any county containing a city of the first grade of the first class, the direction, management, control, maintenance and care of that part of the work-house devoted to the female convicts, and of the female convicts therein, shall be vested in a board of five female directors, who shall be called "the board of work-house directors of the female department;" and such directors shall be residents of the corporation, and serve without compensation. The female directors herein provided for shall be appointed in the same manner as the male directors, and serve for the same term, and shall have full authority, jurisdiction, control and management over that part of the work-house devoted to the female convicts. Immediately after the appointment of the female directors, they shall organize by electing one of their number as president of the board, and the existing statutes applying to the board of work-house directors shall be construed to apply to said board of female directors in like respect as to the board of work-house male directors, and they shall govern themselves accordingly. Said board of male directors and said board of female directors shall meet without delay, and agree upon a division of the work-house, the boundaries of the grounds, and a division of the furniture and property belonging to the same, according to a proper division thereof, and the funds appropriated to pay for the expense and maintenance of the work-house shall be divided each year between the male and female departments, in pro rata proportion to the average daily maintenance thereof, respectively.

SECTION 2. That section 2096 be and the same is her
epealed.

SECTION 3. This act shall take effect and be in force f
and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representat
WM. C. LYON,
President of the Se

Passed April 10, 1889.

[Senate Bill No. 420.]

AN ACT

To provide for the acceptance of the aid to the Ohio soldiers' and sai
home provided for by act of congress of the United States, pa
August 27, 1888, and to determine who, on behalf of the state of O
shall accept the same.

Preamble.

WHEREAS, On the 27th day of August, A. D. 1888,
congress of the United States passed the following act:

To provide aid to state and territorial homes for the sup
of disabled soldiers and sailors of the United States.

Appropriation by United States congress for Ohio soldiers' and sailors' orphans' home.

Be it enacted by the Senate and House of Representatives o
United States of America in Congress assembled, That all stat
territories which have established, or which shall here
establish, state homes for disabled soldiers and sailors of
United States who served in the war of the rebellion, o
any previous war, who are disabled by age, disease, or ot
wise, and by reason of such disability are incapable of earn
a living, provided such disability was not incurred in ser
against the United States, shall be paid for every such
abled soldier or sailor who may be admitted and cared fo
such home at the rate of one hundred dollars per ann
The number of such persons for whose care any state or t
tory shall receive the said payment under this act shal
ascertained by the board of managers of the national h
for disabled volunteer soldiers, under such regulations
may prescribe, but the said state or territorial homes shal
exclusively under the control of the respective state or t
torial authorities, and the board of managers shall not
nor assume any management or control of said state or t
torial home. The board of managers of the national h
shall, however, have power to have the said state or territ
homes inspected at such times as it may consider neces
and shall report the result of such inspections to congre
its annual report.

SEC. 2. That the sum of two hundred and fifty thou
dollars, or so much thereof as may be necessary, is hereby
propriated out of any money in the treasury not otherwis
propriated, to carry out the provisions of this act, and pay

to the state or territories under it shall be made quarterly by the said board of managers for the national home for disabled volunteers to the officers of the respective states or territories entitled, duly authorized to receive such payments, and shall be accounted for as are the appropriations for the support of the national home for disabled volunteer soldiers.

Approved August 27, 1888.

Therefore,

Authorizing governor to accept money due under provisions of above act.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the governor of the state is hereby authorized and empowered to accept, on behalf of the state of Ohio, all money due under the provisions of said act, and subject to its provisions.

SECTION 2. That all money so received shall be paid into the treasury of the state of Ohio to the credit of the general revenue fund, and proper vouchers and receipts taken therefor.

SECTION 3. This act shall take effect from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 10, 1889.

[Senate Bill No. 471.]

AN ACT

To amend section 2 of an act entitled "an act to create and establish a state board of health in the state of Ohio," passed April 14, 1886.

General duties of board.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 2 of the above named act be amended so as to read as follows:

Sec. 2. The state board of health shall have the supervision of the interests of the health and life of the citizens of the state, and may make such quarantine and sanitary rules and regulations as they may deem necessary therefor; they shall make careful inquiry in respect to the causes of disease, and especially the invasion or spread of any infectious or contagious epidemic, or epidemic disease, and investigate the sources of mortality, and the effects of localities, employments, conditions, ingesta habits and surroundings on the health of the people, and shall investigate the causes of diseases occurring among the stock and domestic animals of the state, the methods of remedying the same by quarantine or otherwise, and shall gather information in respect to such matters and kindred subjects for dissemination among the people. They shall advise officers of the government, or other state boards, in regard to the location, drainage, water supply, disposal of

excreta, heating and ventilating of public buildings. Th
shall collect and preserve such information relating to lor
of disease and death as may be useful in the discharge of
duties of said board. It shall be the duty of all local boa
of health, health authorities and officials, officers of state in
tutions, police officers, sheriffs, constables, and all other c
cers and employes of the state, or any county, city or to
thereof, to enforce such quarantine and sanitary rules a
regulations as may be adopted by the state board of heal
and in the event of failure or refusal on the part of any me
ber of said boards, or other officials, or persons in this sect
mentioned to so act, he or they shall be subject to a fine of
less than fifty dollars, upon first conviction, and upon a c
viction of second offense of not less than one hundred doll

SECTION 2. That section 2 of an act entitled "an act
create and establish a state board of health in the state
Ohio," be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in fo
from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representati
WM. C. LYON,
President of the Sen

Passed April 10, 1889.

[Senate Bill No. 546.]

AN ACT

To amend section 3236, Revised Statutes of Ohio, as amended April 1885 (82 O. L., 134).

SECTION 1. *Be it enacted by the General Assembly of the S of Ohio*, That section 3236 of the Revised Statutes of Ohio amended April 16, 1885, be so amended as to read as follo

Articles of incorporation; what to contain.

Sec. 3236. Any number of persons, not less than five majority of whom are citizens of this state, desiring to beco incorporated, shall subscribe and acknowledge, before an c cer authorized to take acknowledgments of deeds, articles incorporation, the form of which shall be prescribed by secretary of state, which must contain:

1. The name of the corporation, which shall begin w the word "The" and end with the word "Company," un the organization is not for profit

2. The place where it is to be located, or where its princi business is to be transacted.

3. The purpose for which it is formed.

4. The amount of its capital stock, if it is to have c ital stock, and the number of shares into which the stock divided.

5. Provided, any association of five or more persons, v are residents of the state of Ohio, and who are associated, for profit, and as the principal or ruling organization o

subordinate organizations, associated, not for profit, and having a definite location or place of business in the state of Ohio, may be incorporated, having its location or principal place of business in the state of Ohio, and without naming, in its articles of incorporation, a permanent place where it is to be located, or where its principal business is to be transacted. But such association must name, in its articles of incorporation, the place where it is to be located, or where its principal business is to be transacted, at the time of its incorporation, with the name and place of residence of its then principal officers. And when such association changes its place where located, or the place where its principal business is transacted, it shall be the duty of its principal officer, under its seal, if it has one, countersigned by the officer acting as secretary of such association, to certify to the secretary of state of Ohio, the place then selected by such association, as its location, or where its principal business is to be transacted, with the name of its principal officers, and their places of residence, which certificate the secretary of state shall record for public use in the records of his office.

SECTION 2. That section 3236, as amended April 16, 1885 (82 O. L., 134), be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 10, 1889.

[Senate Bill No. 560.]

AN ACT

To amend section one of an act entitled "an act creating the office of criminal bailiff, and to prescribe his duties in counties of the first class, having a population of one hundred and eighty thousand and upwards," passed April 2, 1879 (O. L., v. 76, p. 54).

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That section 1 of the above recited act be amended so as to read as follows:

Criminal bailiff.

Sec. 1. That in all counties having a population of one hundred and eighty thousand and upwards, at the federal census of 1870, the judges of the court of common pleas, shall, within twenty days after the passage of this act, and every two years thereafter, appoint a criminal bailiff [for such] county, who shall hold his office for the term of two years and until his successor is appointed and qualified.

SECTION 2. All acts and parts of acts conflicting or inconsistent with the provisions of this act are hereby repealed;

and this act shall take effect and be in force from and aft its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representativ
WM. C. LYON,
President of the Sena

Passed April 10, 1889.

[Senate Bill No. 571.]

AN ACT

To reimburse M. C. Miraben, a private in battery G, 1st regiment, Ol National Guard, for expenses incurred on account of an injury ceived while in the discharge of duty.

Preamble.

WHEREAS, At the centennial celebration at the city Marietta, Ohio, on the 14th day of July, 1888, one M. C. M aben, a private in battery G, 1st regiment, Ohio Nation Guard, was injured while in the discharge of duty, acti under official orders, by the premature discharge of a canno whereby his right arm was blown off, and he was substantial deprived of the power of speech; and

WHEREAS, Because of said injury, he not only endur great physical suffering, and is permanently disabled, but w subject to a heavy expense for medical and surgical atten ance, and various other matters pertaining to said inju amounting to $491.86; therefore,

Appropriation to reimburse M. C. Miraben.

SECTION 1. *Be it enacted by the General Assembly of the St of Ohio*, That there be and is hereby appropriated, out any money in the state treasury not otherwise appropriate the sum of four hundred and ninety-one dollars and eight six cents, to reimburse said M. C. Miraben for the exper incurred as aforesaid.

SECTION 2. This act shall take effect upon its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representati
WM. C. LYON,
President of the Sena

Passed April 10, 1889.

[Senate Bill No. 581.]

AN ACT

To authorize and direct the governor of the state of Ohio to convey deed to J. R. Allen a tract of land in section 16, town 10, range 16, Vinton county, Ohio.

Preamble.

WHEREAS, J. R. Allen, the assignee of the purchasers the following tract of land situate in Vinton county, Oh

to-wit: The west half of the northeast quarter of section No. 16, township No. 10, range No. 16, of said county, and his assignors, under a certificate of purchase, have already paid into the state treasury, as principal, the sum of $810.00, and the sum of $640.89 interest, making an aggregate sum of $1,450.89; said sum of $810.00 being far above the true value of said land; and

WHEREAS, A majority of the freeholders of said township have petitioned this general assembly of the state of Ohio, asking that the governor be authorized to convey said premises to said J. R. Allen; therefore,

Authorizing the conveyance, by the governor, to J. R. Allen of certain lands.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the governor of Ohio be and he is hereby authorized and directed, on demand, to execute and deliver to said J. R. Allen a deed of conveyance in fee simple for the premises herein described.

SECTION 2. This act shall take effect on and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 10, 1889.

[Senate Bill No. 582.]

AN ACT

To authorize and direct the governor of Ohio to convey by deed to the widow and heirs-at-law of Isaac Climer, a tract of land in section 16, town 10, range No. 16, Vinton county, Ohio.

Preamble.

WHEREAS, Isaac Climer, the assignee of the purchaser of the following tracts of lands, to-wit: The south half of the southwest quarter of section number sixteen, township number ten, range number sixteen, in Vinton county, Ohio, and his assignors, under a certificate of purchase, have already paid into the state treasury, as principal, the sum of three hundred and fifty-eight dollars and sixty cents, and forty-two dollars interest, an amount which is more than the true value of said lands; and

WHEREAS, Said Isaac Climer, some time after the purchase of the interest in said land, died, leaving a widow and children, who are his heirs-at-law, named as follows: Henry Climer, Levi Climer, Hilles Climer, James C. Climer, Charles Climer, Anna Climer, Carrie Climer, Jane Climer Thompson and George Climer; and

WHEREAS, A majority of the freeholders of said township have petitioned the general assembly of the state of Ohio, asking that the governor of Ohio be authorized to convey said premises to the widow and heirs, herein named, of said Isaac Climer; therefore,

Authorizing the governor to convey certain lands to the heirs of Isaac Climer.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the governor of Ohio be and he is hereby authorized and directed to convey, by deed, to the said heirs, and the widow of said Isaac Climer, herein mentioned, the said premises herein described.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 10, 1889.

[Senate Bill No. 587.]

AN ACT

To amend section 3 of an act passed April 11, 1888 (85 vol., 183), to regulate the payments of dividends by the directors of corporations, and supplementary to chapter 1, title 2, part 2, of the Revised Statutes of Ohio, as amended by an act [passed] March 14, 1889.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section three of an act entitled "an act to regulate the payment of dividends by the directors of corporations, and supplementary to chapter 1, title 2, part 2, of the Revised Statutes of the state of Ohio," passed April 11, 1888, as amended by an act passed March 14, 1889, be amended so as to read as follows:

Surplus profits; how ascertained.

Sec. 3. In order to ascertain the surplus profits, from which alone a dividend can be made, there shall be charged in the account of profit and loss, and deducted from the actual profits—

1. All the expenses paid or incurred, both ordinary and extraordinary, attending the management of the affairs and the transaction of the business of the corporation.

2. Interest paid, or then due or accrued on debts owing by the corporation.

3. All losses sustained by the corporation, and in the computation of such losses, all debts owing to the corporation shall be included which shall have remained due without prosecution, and no interest having been paid thereon for more than one year, or on which judgment shall have been recovered, and shall have remained for more than two years unsatisfied, and on which no interest shall have been paid during that period; and no such corporation shall advertise a larger amount of capital stock than has actually been subscribed and paid in; also, shall not advertise a greater dividend than what has been actually earned and credited or paid to its stockholders or members.

Prohibiting advertisement of capital not subscribed and paid in.

SECTION 2. That said section three, as amended by said act passed March 14, 1889, be and is hereby repealed.

SECTION 3. This act shall take effect upon its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 10, 1889.

[House Bill No. 407.]

AN ACT

To regulate the sale of milk.

Regulating the sale of milk.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That whoever, by himself or by his servant, or agent, or as the servant or agent of any other person, sells, exchanges or delivers, or has in his custody or possession with intent to sell or exchange, or exposes or offers for sale or exchange, adulterated milk, or milk to which water or any foreign substance has been added, or milk from diseased or sick cows, shall, for a first offense, be punished by a fine of not less than fifty nor more than two hundred dollars; for a second offense, by fine of not less than one hundred dollars nor more than three hundred dollars, or by imprisonment in the work-house for not less than thirty nor more than sixty days; and for a subsequent offense, by fine of fifty dollars, and by imprisonment in the work-house of not less than sixty nor more than ninety days.

Pure milk.

SECTION 2. Whoever, by himself or by his servant or agent, or as the servant or agent of any other person, sells, exchanges or delivers, or has in his custody or possession, with intent to sell or exchange, or exposes or offers for sale as pure milk, any milk from which the cream or part thereof has been removed, shall be punished by the penalties provided in the preceding section.

Skimmed milk.

SECTION 3. No dealer in milk, and no servant or agent of such a dealer, shall sell, exchange, or deliver, or have in his custody or possession, with intent to sell, exchange or deliver, milk from which the cream or part thereof has been removed, unless in a conspicuous place, above the center, upon the outside of every vessel, can or package, from which or in which such milk is sold, the words "skimmed milk" are distinctly marked in uncondensed gothic letters not less than one inch in length. Whoever violates the provisions of this section shall be punished by the penalties provided in section 1.

Adulterated milk defined.

SECTION 4. In all prosecutions under this chapter, if the milk is shown upon analysis to contain more than eighty-seven per cent. of watery fluid, or to contain not less than twelve and one-half per cent. solids, not less than one-fourth of which must be fat, it shall be deemed, for the pur-

pose of this chapter, to be adulterated, and not of good standard quality, except during the months of May and June, when milk containing less than twelve per cent. of milk solids shall be deemed to be not of good standard quality.

SECTION 5. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 10, 1889.

[House Bill No. 616.]

AN ACT

To govern the sale and payment for drain tile, and ditch pipe in public ditch improvement.

Providing for inspection of drain tile.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the engineers or surveyor shall be authorized to receive bids for drain tile, or ditch pipe, generally, at the same time and place as the balance of the ditch improvement. Said engineer or surveyor shall, on or before thirty days after the delivery, count and inspect such tile or pipe, and for such that are first class, merchantable, good tile or pipes, and in every particular complying with the contract and specification, he shall issue his certificate showing the acceptance of the same. The auditor shall, upon presentation of such certificate to him, draw his warrant on the treasurer of the county for the full amount, and the county treasurer shall pay the same out of any fund in the treasury applicable to such purpose.

SECTION 2. This act shall take effect and be in full force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 10, 1889.

[House Bill No. 801.]

AN ACT

To amend section 4715 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 4715 of the Revised Statutes be amended so as to read as follows:

Duties and powers of supervisors.

Sec. 4715. Every supervisor shall open, or cause to be opened, and also keep in repair, all public roads and highways which are laid out and established in his road district, and remove, or cause to be removed, all encroachments, by fences or otherwise, and all obstructions that may from time to time be found thereon; and supervisors may enter upon any uncultivated or improved lands, unincumbered by crops, near to or adjoining such roads, cut or carry away timber, except trees or groves or improved lands planted or left for ornament or shade, and may dig, or cause to be dug and carried away, any gravel, sand or stone which may be necessary to make, improve or repair any such road, and that the owner of such property so taken by the supervisor be paid a reasonable compensation therefor, to be assessed by the trustees, and said claimant, for his damages, may have an appeal, as hereinbefore provided for in section forty-six hundred and ninety-nine, and the amount found due shall be paid as provided in section 4745.

SECTION 2. That section 4715 of the Revised Statutes be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in full force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 10, 1889.

[House Bill No. 1044.]

AN ACT

To amend section 2679 of the Revised Statutes of Ohio, as amended February 22, 1887 (84 O. L., page 34).

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 2679 of the Revised Statutes of Ohio, amended February 22, 1887, be amended to read as follows:

Appointment and compensation of librarian in certain counties.

Sec. 2679. The judges of the court of common pleas of any county, other than the county described in section 2678, in which there is a law library association, which provides to all county officers and judges of the several courts the use of its law books, free of charge, shall, upon the recommendation of the trustees of such association, appoint a suitable person as a special bailiff to act as librarian of such association, and fix his compensation at a sum not to exceed five hundred dollars, to be paid out of the county treasury.

SECTION 2. That section 2679 of the Revised Statutes of Ohio, as amended February 22, 1887, is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 10, 1889.

[House Bill No. 1218.]

AN ACT

To enact a supplementary section to section 1122 of the Revised Statutes

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That a supplementary section numbered 1122*a* of the Revised Statutes be enacted as follows:

Payments by county treasurers into depositaries in certain cities.

Sec. 1122*a*. In counties containing a city of the second grade of the first class, where a depositary for the money of such city, and city school district is provided for by law, and where a bank has been designated as such depositary, the county auditor shall, upon the demand of the auditor of said city, or of the proper officers of the board of education of such city school district, draw his warrant on the county treasurer for the payment of taxes collected for said city, or city school district, as the case may be, and shall deliver said warrant to the city auditor, or his duly appointed deputy, when drawn for payment of taxes collected for such city, and to the proper officer of the board of education when drawn for the payment of taxes collected for such city school district. Said warrant shall be made payable to the order of the treasurer of said city and also to the order of the bank then duly designated as the depositary of said city; and shall be paid by the county treasurer only after it shall have received the indorsement of said city treasurer and said city depositary. Upon receipt by the city auditor or the proper officer of the board of education of any such warrant, he shall immediately enter the number and amount thereof on his books to the credit of "undistributed tax," and forthwith deliver said warrant to the city treasurer who shall treat the same as cash; and the city depositary shall receive the same as cash, giving the city or board of education, as the case may be, credit for the amount thereof: provided, that if said warrant be not paid upon presentation in the regular course of business, it shall be immediately returned to the city auditor or proper officer of board of education by the channel through which it issued, and the city or board of education shall be charged therewith on the books of the depositary and the city treasury; provided, that after the lapse of three days from its date, the city auditor, or the proper officer of the board of education, may distribute the amounts thereof to the various funds of the city or board of education thereof, in accordance with the report of the county

auditor's semi-annual settlement, and thereafter said warrant may not be returned to him for non-payment.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April, 10 1889.

[House Bill No. 1329.]

AN ACT

To amend an act entitled "an act to provide for annual leave of officers and members of fire departments in certain cities," passed March 1, 1889.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section one of an act entitled "an act to provide for annual leave of officers and members of fire departments in certain cities," passed March 1, 1889, be so amended as to read as follows:

Providing for leave of absence of members of fire department in certain cities.

Sec. 1. That officers and members of all regularly established fire departments, in every city of the first, third and fourth grades of the second class, shall have leave of absence twelve days in each year, without loss of pay, and the city council may provide by ordinance or resolution for such leave of absence.

SECTION 2. That section one of the above recited act, passed March 1, 1889, be and the same is hereby repealed.

SECTION 3. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 10, 1889.

[House Bill No. 1429.]

AN ACT

To give consent to the purchase, by the United States, of a site for the erection of a fish hatching house, on South Bass island, in Ottawa county, Ohio, and ceding jurisdiction over the same.

Giving consent to the purchase by the United States of a site for a fish hatchery on South Bass island.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the consent of the state of Ohio is hereby given to the purchase, by the United States of America, of one or more pieces of land, situate on the South Bass island, Ottawa county, Ohio, not exceeding one acre in quantity, more fully described as follows: being situate upon the southeast shore

of Peachpoint, and commencing at a point near to the n
west corner of the bay; and thence extending northeastwa
a distance of two hundred feet, fronting upon the shore,
extending back from the front line, not more than one
dred and twenty feet, on which to erect a public building
appurtenances, for the purpose of propagating of fish,
other government uses; and the said United States shall
hold, use, occupy and own the said land when purchased
exercise exclusive jurisdiction and control over the same
each and every part thereof, subject to the restriction he
after mentioned.

Jurisdiction.

SECTION 2. The jurisdiction of the state of Ohio in
over the land mentioned in this act, when purchased by
United States, shall be and the same is hereby ceded to
United States, to continue so long, and no longer, tha
United States shall own and occupy the said land.

Reservation.

SECTION 3. The said consent is given and the said
diction ceded upon the express condition that the sta
Ohio shall retain concurrent jurisdiction with the U
States in and over said land, so far as that all civil proce
all cases, and such criminal or other process as may issue
der the laws or authority of the state of Ohio, against any
son or persons charged with any crime, misdemeanor or of
committed within said state, including said land, ma
served and executed therein in the same way and mann
if such consent had not been given or jurisdiction c
except so far as such process may affect the real or per
property of the United States; and also upon the further
dition that all persons who are now residing, or shall her
reside upon said land so acquired, shall, subject to the ge
laws of this state, be deemed and held to be citizens o
state of Ohio, entitled to all the privileges and subject
the liabilities and duties of citizens of this state; and the t
possession of said lands by the United States shall be
and held as an acceptance on the part of the United Sta
all the stipulations, conditions and terms of this act.

Conditions of cession.

SECTION 4. The jurisdiction ceded by this act
not vest until the United States has acquired the ti
said lands by purchase or otherwise; and so long as said
shall remain the property of the United States, and no l
the same shall be exempted from all taxes, assessments and
charges which may be levied or imposed under the autl
of this state.

SECTION 5. This act shall take effect on its passage

ELBERT L. LAMPSON
Speaker of the House of Represent
THEO. F. DAVIS
President pro tem. of the

Passed April 10, 1889.

[House Bill No. 307.]

AN ACT

To make additional judges provided for in an act entitled "an act to authorize the election of an additional judge of the court of common pleas in the first sub-division of the second judicial district of the state of Ohio," passed May 1, 1871 (68 O. L., 91, Williams' Revised Statutes, vol. 3, p. 587); and an act entitled "an act to authorize the election of one additional judge of the court of common pleas in the first sub-division of the second judicial district of Ohio, and to repeal sections 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521 and 522 of the Revised Statutes, known as 'an act to establish the superior court of Montgomery county,'" passed March 19, 1885 (82 O. L., 84), elective in the judicial sub-division of which Montgomery county is a part.

Election of judge in second judicial district.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the additional judges of the common pleas court, authorized by an act entitled "an act to authorize the election of an additional judge of the court of common pleas in the first sub-division of the second judicial district of the state of Ohio," passed May 1, 1871 (68 O. L., 91, and Williams' Statutes, vol. 3, p. 587); and an act entitled "an act to authorize the election of one additional judge of the court of common pleas in the first sub-division of the second judicial district of Ohio, and to repeal sections 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521 and 522 of the Revised Statutes, known as 'an act to establish the superior court of Montgomery county,'" passed March 19, 1885 (82 O. L., 84), shall reside and be elected in the judicial sub-division of which Montgomery county is made a part.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 11, 1889.

[House Bill No. 974.]

AN ACT

To amend section 2818 of the Revised Statutes of Ohio.

Decennial state board of equalization, constitution and election.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 2818 of the Revised Statutes of Ohio be amended to read as follows:

Sec. 2818. The state board of equalization shall consist of as many members as compose the state senate, chosen at the last previous election of members of the general assembly,

and representing the same districts, all of whom shall have the qualifications of electors, and the qualified electors of each senatorial district shall, at the November election in the year one thousand eight hundred and ninety, and each tenth year thereafter, elect persons to serve as members of such board of equalization in accordance with the provisions of this chapter, and the returns of the poll-books and certificate of election shall be governed by the law regulating the election of senators; and in case of vacancy in such office, either by death or resignation, or otherwise, the governor of the state shall have the power to appoint a person who shall be a resident elector of the district so vacated, to fill such vacancy as soon as he shall be informed thereof; the auditor of the state shall, by virtue of his office, be a member of this board. The said board shall meet at Columbus on the first Tuesday of December, one thousand eight hundred and ninety, and every tenth year thereafter, and the members thereof shall each take an oath that he will, to the best of his knowledge and ability, so far as the duty devolves on him, equalize the valuation of real property among the several counties and towns in the state, according to the rules prescribed by this table for valuing and equalizing the value of real property transmitted to him by the several county auditors. Said board shall proceed to equalize the same among the several towns and counties in the state, in the manner hereinafter prescribed:

Duties as to equalization of real property.

1st. They shall add to the aggregate value of the real property of every county which they shall believe to be valued below its real value in money, such per centum in each case as will raise the same to its true value in money.

2nd. They shall deduct from the aggregate valuation of the real property of every county which they shall believe to be valued above its true value in money, such per centum in each case as will reduce the same to its true value in money.

3rd. If they shall believe that right and justice require the valuation of any town or towns in any county, or of the real property of such county, not in towns, to be raised or to be reduced without raising or reducing the other real property of such county, or reducing it in the same ratio, they may, in every such case, add to or take from the valuation of any one or more or [of] such towns, or of property not in towns, such per centum as they shall believe will raise or reduce the same to its true value in money.

4th. If, in their judgment, the aggregate value of all the real property of the state, as returned by the county auditors, is above or below its true value in money, they may increase or reduce it, but such increase or reduction shall not exceed twelve and one-half per centum of said aggregate; provided, that if any increase or reduction shall be made in the valuation of the grand aggregate, it shall only be made after the equalization of all the counties of the state; and when such increase or reduction is made, it shall be the same per cent. of the equalized valuation in every county of the state.

5th. Said board shall keep a true and full account of their proceedings and orders.

SECTION 2. That said original section 2818 be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 11, 1889.

[House Bill No. 1132.]

AN ACT

For the relief of Elizabeth Grisso.

Appropriation for relief of Elizabeth Grisso.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the auditor of the state of Ohio be and is hereby authorized and required to issue his warrant on the state treasury to pay Elizabeth Grisso, of Clarke county, Ohio, the sum of five hundred dollars out of any money in the state treasury to the credit of the general revenue fund not otherwise appropriated, which sum shall be in full liquidation and payment to her for all expenses incurred, or that may be incurred, by her incident to the sickness, death, and burial of her son Orsos Grisso, late a private in battery E, 1st regiment artillery, Ohio National Guard, who died September 21, 1887, from wounds received September 14, 1887, by the premature discharge of a cannon which he was serving on the occasion of the dedication on the battle-field of Gettysburg, Pennsylvania, of the monuments erected by the authority of the state of Ohio to the memory of Ohio soldiers who fell upon that battle-field.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 11, 1889.

[House Bill No. 1168.]

AN ACT

To amend an act entitled "an act giving justices of the peace, mayors, and police judges final jurisdiction in certain cases," passed April 16, 1888 (O. L., v. 85, p. 285).

Giving to justices, mayors and police judges final jurisdiction in certain cases.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the above recited act be amended so as to read as follows: That justices of the peace, mayors, and police judges shall have final jurisdiction in all cases arising under the pro-

visions of sections sixty-nine hundred and sixty, sixty
hundred and sixty-one, sixty-nine hundred and sixty-
sixty-nine hundred and sixty-four, sixty-nine hundred
sixty-five, sixty-nine hundred and sixty-seven, and sixty
hundred and sixty-eight of the Revised Statutes; prov
that the defendant shall be entitled, on demand, to tri
jury. If such prosecutions be before a justice of the p
and a trial by jury be not waived, the said justice shall is
venire to any constable, or fish and game warden, of the co
containing the names of sixteen electors of the count
serve as jurors to try such case, and make due return th
Each party shall be entitled to two peremptory challe
and shall be subject to the same challenges as jurors are
ject to in criminal cases in the court of common pleas.
venire of sixteen names be exhausted without obtainin
required number to fill the panel, the justice may direc
Costs. constable, or fish and game warden, as the case may
summon any of the by-standers to act as jurors; but
shall not be required to be advanced or paid by a person
officer authorized or required by statute to prosecute
cases; and if the defendant be acquitted, or if he be conv
and committed to jail in default of payment of fine and
the justice, mayor, or police judge, before whom the case
brought, shall certify such costs to the county auditor,
shall examine, and, if necessary, correct the account,
issue his warrant to the county treasurer in favor o
respective persons to whom costs are due, for the amoun
to each.

SECTION 2. Said original act is hereby repealed.

SECTION 3. This act shall take effect on its passage.

ELBERT L. LAMPSON
Speaker of the House of Represent

WM. C. LYON
President of the S

Passed April 11, 1889.

[House Bill No. 1237.]

AN ACT

To supplement section 3835 of the Revised Statutes of Ohio, relat
building and loan companies, with sectional numbering as follo

SECTION 1. *Be it enacted by the General Assembly of the*
of Ohio, That section 3835 be supplemented with sect
numbering as follows:

Dissolution or consolidation of building and loan associations.

Sec. 3835*j*. Such corporations shall be authorized to
vide in their constitution and by-laws for the time and t
of dissolution of such corporations; also for the consolid
of one or more of such corporations into one, upon such t
and conditions as may be ratified by the board of direc
also in case of dissolution of such corporations the boa
directors may, by a majority vote, be authorized to sell

transfer their mortgage securities or other property to other corporations or other persons, subject always to all the vested and accrued rights of the mortgagors, but such sale or transfer of such mortgage securities shall not be good and valid unless the same is authorized by a majority vote of the entire board of directors of such corporations.

SECTION 2. This act shall be in force on and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 11, 1889.

[House Bill No. 1347.]

AN ACT

To amend sections 882, 1215, as amended March 21, 1887, 1339 and 1340, as amended April 17, 1882 (vol. 79, page 149).

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That sections 882, 1215, as amended March 21, 1887, 1339 and 1340, as amended April 17, 1882, be amended so as to read as follows:

Report by clerk of common pleas and circuit courts.

Sec. 882. The clerk of the common pleas and circuit courts, in each county, shall report to the county commissioners, on the first Monday in September, annually, a certified statement of the amount of fines assessed by the court in criminal cases during the year next preceding the time of making such statement, and also the amount of fines collected during the same period, naming the party or parties to each case, together with the statement of the amount of funds paid by him, pursuant to law, into the county treasury, naming the source or sources from which said funds were derived.

Books of sheriff to be delivered to successor.

Sec. 1215. The books by this chapter required to be kept shall not be removed from the sheriff's office, but shall be delivered over, without mutilation, as public property, to each succeeding sheriff; and any sheriff who willfully fails or neglects, or refuses to comply with this or the next preceding section, shall, on conviction thereof, be fined in any sum not exceeding one thousand dollars, and imprisonment in the county jail not less than thirty days nor more than two years.

Clerk of court and sheriff to make lists of unclaimed costs.

Sec. 1339. The clerk of each court, "common pleas and circuit," each probate judge, and sheriff of each county, shall, on the first Monday of January in each year, make out two certified lists of causes in which money has been paid, and which have remained in his hands, or any former clerk, probate judge, or sheriff, for a period of one year next preceding the said first Monday of January, designating the amount and in whose hands the same is, one of which lists shall be, by said clerk, probate judge and sheriff, set up in some conspic-

uous place in his office for the period of thirty days, and other at or on the door of the court house, on the se Monday of January, for the same period of time as afore provided, that if, from any cause, the lists named as afor have not heretofore been made as herein provided, the shall be published within sixty days from the passage of act.

Disposition of fees, costs, etc., unclaimed.

Sec. 1340. All such advertised moneys, fees, costs, d damages, etc., remaining in the hands of such clerk, pr judge, and all unclaimed moneys, "other than costs," re ing in the hands of the sheriff from expiration of thirty from the ending of the time of such advertisement, shal by said clerk, probate judge and sheriff, as aforesaid, or su sor of either, paid over to the treasurer of the county, o order of the county auditor, indicating in each item i cash book "and docket" the disposition made thereof; every sheriff in the state of Ohio, who retired from offi the month of January, 1882, or since, and every clerk probate judge in the state of Ohio, who retired from offi the month of February, 1882, or since, shall, at once, o passage of this act, pay over to his successor all other mo in his hands, received as such officer; and every clerk, bate judge, and sheriff, hereafter, immediately upon ce to be such clerk, probate judge, or sheriff, shall pay ov his successor aforesaid all money then in his hands, rec as such officer; and any person entitled to any money tu into the treasury aforesaid, under this section, shall, demand, receive a warrant therefor from the auditor, pa to the order of the person named in the list furnishe auditor as hereafter provided, upon the certificate o clerk, probate judge, or sheriff, in office at the time sai mand is made; and all costs certified out of the county ury in criminal cases, and afterwards collected and paid the hands of the clerk, probate judge, or sheriff, and all paid into their hands, shall be, by said clerk, probate or sheriff, paid into the county treasury on or before the S day next preceding the beginning of each term of the co common pleas; and said clerk, probate judge, or sheriff, keep a book, which shall be considered a part of the re of his office, showing in detail all the moneys paid by into the county treasury, with proper references sh where each item may be found on their respective cash and docket[s], giving the names of the parties to whom money belongs, in alphabetical order; a detailed state of each item shall be furnished the county auditor, an clerk, probate judge, or sheriff, shall receive from his suc in office any fees earned by him, which shall, at any come into the hands of said successor, until the settle required under this section are all strictly complied with. making out lists as herein provided for, and payment o claimed moneys into the treasury, the probate judge sheriff shall be allowed five per centum on the amou paid.

SECTION 2. That said sections 882, 1215, as amended March 21, 1887, and 1339, and section 1340, as amended April 17, 1882, are hereby repealed; and this act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 11, 1889.

[House Bill No. 1384.]

AN ACT

To supplement section twenty-three hundred [and] three (2303) of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section two thousand three hundred [and] three (2303) of the Revised Statutes be supplemented by a supplementary section, with sectional number as follows:

When cost exceeds $5,000, character of material for improvement of streets in certain cities not to be decided until bids are received.

Sec. 2303*a*. In cities of the third grade of the first class, in any case in which such improvement or repair will cost to exceed five thousand dollars ($5,000.00), and such cost, or any part thereof in excess of two-thirds, is made or is to be made a special assessment on the lots and lands abutting on the street, avenue, or alley to be so improved or repaired, the character of the material shall not be determined upon before bids are received, unless in compliance with written petitions of the owners of a majority of the feet front of such lots and lands, and shall be so determined upon when such petitions are presented before the passage of the resolution declaring such improvement or repair necessary, or before twenty days after service of notices and first publication of passage of such resolution, unless such material is named in such published resolution, and for which bids shall be solicited by advertising as provided in paragraph first of section 2303; and when so petitioned for as aforesaid, as many different kinds of material shall be named in said resolution and bids advertised for, as may be requested in such petitions; and such material shall be determined upon after the bids are received as may be so petitioned for as aforesaid, within ten days after the city engineer has completed for the inspection and examination of those interested a careful calculation and estimate of the aggregate cost of such improvement or repairs, under the lowest bid for each kind of material, including for labor, but the council may, at its discretion, reject all the bids.

Exceptions.

SECTION 2. That this act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 10, 1889.

[House Bill No. 1424.]

AN ACT

To authorize certain cities of the fourth grade, second class, to purchase lands and erect buildings thereon, and to issue bonds therefor.

Authorizing certain cities fourth grade, second class, to purchase lands and erect buildings.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the council of any city of the fourth grade, second class, which, by the last federal census of 1880 had, and which by any subsequent federal census may have, a population of five thousand six hundred and thirty-five, is hereby authorized to contract for and purchase land, and erect buildings thereon, and for that purpose to issue bonds to the amount of fifty thousand dollars, in such denominations, in such amount at any one time, and payable at such times as the city council shall by resolution determine. Such bonds shall be signed by the mayor, countersigned by the clerk and attested by the seal of such city, and shall bear interest at a rate not to exceed six per cent. per annum, payable semi-annually from the date thereof.

Sale of bonds.

SECTION 2. That the council of any such city may negotiate such bonds for cash, or it may deliver the same in payment for such real estate, or for the construction of any building or buildings, but in no case shall such bonds be disposed of at less than the par value thereof, and no contract shall be awarded until the contractor shall enter into bonds to such city in double the amount of any such contract, conditioned that such contractor shall fully perform all the obligations imposed upon him by such contract.

Council may lease or sell real estate or buildings.

SECTION 3. That said city council is hereby authorized to lease such real estate and buildings, if there be any, for such terms and on such conditions and reservations as may by it be determined by resolution; or such city council may sell and convey such real estate and buildings, if there be any, or any buildings that may be contracted for to be built, for such consideration and upon such terms, conditions and reservations, and to such person or persons, as may by it be determined by resolution.

Proposition to be submitted to vote.

SECTION 4. That the powers herein conferred shall in no case be exercised, in whole or in part, by the council of any such city until thereto authorized by a vote of the qualified electors of such city, taken at a general or special election held therein; that for the purpose of submitting such proposition to a vote of such electors, the clerk of such city, for that purpose, shall give notice of the time of holding such election, which shall be published in all the newspapers published in such city at least ten days prior to the day of holding such election; such election shall be held at the usual places of holding elections, and by the officers authorized to preside at elections in such city. The poll-books and tally-sheets of such election shall be forthwith returned to the clerk of such city, who, with the mayor of such city, shall, at any regular or special meeting of the city council, and in the presence of a

quorum of such council, proceed to canvass such vote, and the city clerk shall enter the number of votes cast for such proposition, and the number of votes against such proposition in such city, and if it shall appear by the returns of such election that a majority of all the electors voting at such election have voted in favor of such proposition, such city council shall be authorized to exercise the powers conferred by this act, and if a majority of such electors voting at such election shall not have voted in favor of such proposition, such council shall not exercise the powers conferred by this act. The ballots voted at such election shall have written or printed thereon the words, "For the issue of bonds—Yes;" and those against, "For the issue of bonds—No."

Duty of clerk as to resolution of council.

SECTION 5. That the resolution of such city council herein provided for shall forthwith be entered by the city clerk upon the ordinance book of such city, and shall take effect after its legal publication.

Levy of tax.

SECTION 6. That all contracts or conveyances authorized by this act shall, upon the part of such city, be signed by the mayor, countersigned by the clerk, and attested by the seal of such city; and the city council is hereby authorized to levy such tax, in addition to the rate now authorized by law, upon the taxable property of such city, each year thereafter, as may be necessary to pay the interest on such bonds as the same may become due, and to provide a sinking fund to pay the principal of such bonds at maturity.

SECTION 7. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.

WM. C. LYON,
President of the Senate.

Passed April 11, 1889.

[House Bill No. 1453.]

AN ACT

Providing for the use of the armory by the police force in cities of the first grade, first class.

Providing for use of armory by police in Cincinnati.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the police force of any city of the first grade of the first class, in which there is an armory for the Ohio National Guard, erected and maintained at the public expense, shall be permitted to use said armory for drill and inspection purposes, free of cost, subject to such rules and regulations as may be adopted by the commissioners of the county in which such city is situated.

SECTION 2. This act shall take effect and be in from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representa
WM. C. LYON,
President of the Se

Passed April 11, 1889.

[House Bill No. 1477.]

AN ACT

To authorize the licensing of transient dealers by cities of the second of the second class.

Authorizing the licensing of transient dealers in certain cities.

SECTION 1. *Be it enacted by the General Assembly of the of Ohio*, That the council of any city of the second gra the second class may provide by ordinance for licensing sient dealers or persons who open stores or places for the porary sale of goods, wares or merchandise, and in gra such license may exact and receive such sum of money may think expedient, and may delegate to the mayor of city the authority to grant and issue such licenses and r the same.

SECTION 2. This act shall take effect and be in force and after its passage.

ELBERT L. LAMPSON
Speaker of the House of Represent
THEO. F. DAVIS
President pro tem. of the S

Passed April 11, 1889.

[House Bill No. 1243.]

AN ACT

To define the legal residence of electors who may be inmates of i ries in counties having a population at the last federal census i and which, at any subsequent federal census, may have a popu of 42,871.

Defining legal residence of inmates of infirmaries.

SECTION 1. *Be it enacted by the General Assembly of th of Ohio*, That the legal residence of any qualified elector may be an inmate of an infirmary in any county of the having a population at the last federal census, in 188 which, at any subsequent federal census, may have a po tion of 42,871, shall be the ward, precinct or township of city or county where said inmate was domiciled or resid the time of his admission to said infirmary, and shall s tinue during the time he may be an inmate thereof.

SECTION 2 This act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 12, 1889.

[House Bill No. 1308.]

AN ACT

To amend section 2948 of the Revised Statutes of Ohio, as amended April 17, 1882 (79 v., 106).

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 2948 of the Revised Statutes of Ohio, as amended April 17, 1882 (79 v., 106), be amended so as to read as follows:

How ballots to be written or printed.

Sec. 2948. All ballots shall consist of plain white paper, with the name or names written, or of plain white news printing paper, not more than two and one-half nor less than two and one-fourth inches wide, with the name or names printed in black ink, and with a blank space of not less than one-fifth of an inch lengthwise of the ticket, after one name for each office; or in case two or more persons are to be elected to the same office, like spaces after as many of the names as there are persons to be elected to that office, and without any mark or device by which one ticket may be distinguished from another, except the words at the head of each; and it shall be unlawful to print, for distribution at the polls, to furnish to any elector, or to vote, any ballot other than such as herein prescribed; provided, however, that any name may be corrected, erased, or written in pencil mark or ink, or substituted by means of white printed adhesive slips, printed in red ink, and securely attached over the name they desire to erase on the face of the printed ballots.

SECTION 2. Section 2948 of the Revised Statutes of Ohio, as amended April 17, 1882 (O. L., v. 79, p. 106), is hereby repealed.

SECTION 3. This act shall take effect on its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 12, 1889.

[House Bill No. 1339.]

AN ACT

To authorize cities of the second grade of the second class to issue b for the purpose therein specified.

Certain cities authorized to issue bonds for construction of levees.

SECTION 1. *Be it enacted by the General Assembly of the of Ohio*, That the city council of any city of the second g of the second class be and they are hereby authorized to i bonds, to be entitled "levee bonds," in the sum of tw thousand dollars, to be sold according to law; the m arising from the sale of such bonds to be paid into the treasury of such city and placed to the credit of the l fund, to be expended for the purpose of building a levee a the north bank of Mad river, from Keowee street to the M and Erie canal, and to no other purpose whatever. bonds shall be of such denominations as the city coun such city may deem best, in any sum not in excess of amount hereinbefore named, and for a length of time exceeding twenty years, and at a rate of interest not ex ing five per cent. per annum, payable semi-annually. bonds shall not be sold for less than their par value. bonds shall be signed by the mayor and clerk of such city be sealed with the seal of the corporation.

SECTION 2. The council of any such city is he authorized to levy an annual tax not in excess of three-te of one mill on the general duplicate of such city, in add to the other taxes heretofore authorized to be levied, or after to be levied for the redemption of said bonds and ment of the interest thereon, until the said bonds and interest thereon are paid, and the said bonds redeemed a same may become due.

SECTION 3. This act shall take effect and be in force and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representa
THEO. F. DAVIS,
President pro tem. of the S

Passed April 12, 1889.

[House Bill No. 1364.]

AN ACT

To establish an efficient board of public affairs in cities of the third of the second class.

Providing for a board of public affairs in certain cities, third grade, second class.

SECTION 1. *Be it enacted by the General Assembly of the of Ohio*, That in cities of the third grade of the second which were advanced to said third grade, second class, du the year of our Lord one thousand eight hundred and eig seven, and which had, according to a census taken in

cities in compliance with the provisions of chapter 4, division 2, title XII, Revised Statutes, a population of ten thousand two hundred and twenty-one on the 20th day of May in the said year of our Lord one thousand eight hundred and eighty-seven, there shall be a board of public affairs, composed of three members, electors of such city, to be appointed by the governor, not more than two of whom shall be members of the same political party, and who shall be so appointed, one for three years, one for four years and one for five years, and thereafter at the expiration of each term, one member shall be appointed to serve for five years; and all vacancies, from whatever cause, shall be filled by the governor for the unexpired term, and shall be so filled that not more than two of the members of said board shall be members of the same political party. The members of said board, before entering upon their duties, shall take and subscribe an oath, which shall be filed and kept in the office of the city clerk, to support the constitution of the United States and of the state of Ohio, to obey the laws, and in all their official actions and judgments to aim only to secure and maintain an honest and efficient administration of public affairs; and the appointed members shall serve until their successors are appointed and shall have qualified.

How appointed; term.

SECTION 2. Each member shall give bond, with at least three sureties, in the sum of twenty-five thousand dollars, conditioned for the faithful performance of his duties, which sureties shall each be required to take and subscribe an oath that he is worth that part or portion of the amount of the said bond in which he so becomes surety over and above all his liabilities; and each of the said bonds shall be approved by the mayor and city solicitor, and deposited in the office of the said city solicitor for safe keeping.

Bond.

SECTION 3. The members of the said board shall devote their entire time and attention to the duties of the office, and shall each receive as compensation a salary of twelve hundred dollars per annum; and each member of such board shall personally supervise the construction, paving, cleaning, repairing and improvements of the streets, alleys, avenues, lanes, public ways, market houses and spaces, bridges, sewers, drains, ditches and culverts in one of the districts into which such city shall be, by the said board, divided.

Compensation and duties of members of board.

SECTION 4. A member of the board may be removed from office for misfeasance, malfeasance, or nonfeasance in office, in the manner provided for the removal of certain officers in chapter three, of division four, of title twelve of the Revised Statutes.

Removals.

SECTION 5. The board of public affairs herein provided for, shall have all the powers and perform all the duties heretofore conferred upon or required of the board of improvements, the board of gas trustees, the board of water works trustees, the board of health, or either of said boards, by any law now in force; and such board of public affairs shall be condered in all respects the successor of said board of improve-

Powers board.

ments, board of gas trustees, board of water-works trustees board of health, which are hereby abolished; and all powers duties connected with and incident to the construction, pav cleaning, repairing, extending and improving of all str alleys, avenues, culverts, bridges, drains, ditches and sew and the control and superintendency of all parks, shal vested in said board of public affairs. All powers and du connected with the office of street commissioner in such ties shall devolve upon and be performed by said boar public affairs; and the office of street commissioner in s cities is hereby abolished. And no resolution or ordina recommended to and amended in the city or common cou of said cities, shall take effect until approved by said boar public affairs; and no resolution or order in which the expe iture of money is involved, or ordinance, resolution or or for the expenditure of money, no contract for the paymen money, or for granting any franchise, or creating any ri or for the purchase, lease, sale, or the transfer of prope which shall have passed such city or common council, exc such as levying special taxes for the improvement of stre shall take effect until approved by at least two member the said board of public affairs; and for such final appro every such ordinance, resolution, order or contract, shall submitted to the said board, after being approved by mayor, or after being recommended and passed by the s council, if disapproved by the mayor. The said board sh employ such superintendents, laborers and other person it may deem necessary for the constructing, paving, cleani repairing and improving of the streets, alleys, avenues, la public ways, market houses and spaces, bridges, sewers, dra ditches, culverts and parks in said cities, and shall have power, if they deem it for the best interest of the city, to said construction, paving, cleaning, repairing and improv of said streets, alleys, avenues, bridges, etc., to contract, hav first advertised for bids therefor, said advertisements to published for ten days in two newspapers of general circu tion in said cities; and said contract shall be awarded to lowest and best responsible bidder; provided, that said bo may reject any and all bids and re-advertise.

Board to approve ordinances passed and expenditures made by council.

Duty of board as to public ways, buildings, parks, etc.

Organization of board.

SECTION 6. Within five days after the appointment qualification of the original board appointed pursuant her said members shall meet and effect an organization said board by the selection of a president and secret thereof; said president shall preside at the meetings of board, and perform such other duties as may be prescrib The secretary of the said board shall keep the records of board, have charge of the office of the board, and perform s other duties as may be required of him by the board, may be removed by the board at any time. The said se tary shall receive a salary to be fixed by said board and to exceed the sum of eight hundred dollars per annum, shall give bond in the sum of five thousand dollars, co tioned for the faithful performance of his duties, and for faithful accounting for [of] all moneys that may come into

Salary of secretary.

nds as such secretary; said bond to be approved by the said rd, and filed with the solicitor of said cities.

Meetings.

SECTION 7. Meetings of the said board of public affairs ll be held on every day of each week, except the Sabbath ., at such hour between 9 A. M. and 12 M., as shall be agreed on by said board; and public notice shall be given by the d board of the hour so agreed upon, and all meetings of said board shall be open to the public. A majority of the rd shall be a quorum for the transaction of business, and hall require the affirmative vote of a majority of the board pass any measure or authorize any act of the board. And said board shall cause to be published in two newspapers general circulation in said cities on the first Monday of h month of each year, an accurate, itemized and comprehensive statement of the public moneys that have been reved and expended during the month preceding each publiion in the prosecution and performance of the duties herein volved upon the said board.

Proceedings to be published.

Salaries to be paid monthly.

SECTION 8. The salaries of the said board and the salary he secretary thereof shall be paid monthly.

Members of board shall be exempt from military, jury duty, etc.

SECTION 9. No person holding office under this act shall iable to military or jury duty, or to arrest on civil process, o service of subpœnas from civil courts, while actually on y.

Contingent fund.

SECTION 10. All moneys collected by the mayor or ice court of such cities on account of writs issued by such rt or mayor, shall be paid monthly to the board of public irs, and shall constitute a fund to be called the contingent d, which shall be paid by said board into the city treasury, out of which funds shall be paid, so far as practicable, all dental or extraordinary expenses incurred by the board.

Expenses of board; how paid.

SECTION 11. The necessary cost and expense of providfor, carrying on, operating and maintaining the public ks herein confided to the said board and of discharging the ctions herein conferred upon the said board, as well as the essary cost and expense of providing for and the maintene of the said board, shall be a city charge, and all moneys may, at the time of the legal organization of the said rd be in the city treasury to the credit of the street, bridge, er, park, gas, and water-works funds, and to the credit of board of gas trustees, the board of water-works trustees the board of health, shall be subject to the order of the board of public affairs; and said board shall, on or before first day of May, in each year, submit to the city or com- n council an estimate in detail of the cost and expenses of viding for and maintaining the public works under the trol of said board of public affairs, and the city or common ncil shall provide for the same in the general assessment, said money, when collected, shall be paid into the city sury, and shall be drawn therefrom on the warrant of the etary of the said board of public affairs, countersigned by president thereof, which warrant shall be drawn upon the treasurer against the proper fund, shall be made payable

Estimate of cost of maintaining public works to be submitted to council.

Expenditures.

to the order of the person or persons entitled to receive moneys, and shall state the fund to which it is charge said board shall audit all claims arising from the prosecu or maintenance of the public works herein contemplate every description whatsoever, and the same, when thus aud shall be paid in the manner provided for the payment o penses incurred under this act.

Office of board.

SECTION 12. The said board of public affairs sha provided with suitable rooms or offices in which to tra its business, either in the public building of said cities be leased from private parties, as in the judgment of the b may be deemed best; and all expense on this account sha borne by said cities.

Repeals.

SECTION 13. All acts and parts of acts inconsiste in conflict with the provisions of this act are hereby repe in so far as they may apply to cities herein specified an scribed, and all ordinances of such cities, heretofore ado which may be inconsistent or in conflict with the provi of this act, are hereby set aside, repealed, and held for na in so far as the same are inconsistent or in conflict wit provisions of this act.

Acceptance of provisions of this act to be submitted to vote.

SECTION 14. It shall be the duty of the mayor in cities as are herein specified and described, and he is h required, to issue a proclamation, within seven days aft passage of this act, incorporating in such proclamation act in full, and submitting to the electors of such cities, decided by their votes at a special election to be held fo purpose alone, on such day, not more than thirty days the passage of this act, as may be designated by the mayor in the said proclamation, the question whether desire to avail themselves of the provisions of this act; a ballots cast at such special election bearing the words "B of public affairs—Yes," shall be counted in favor of the

Ballots.

tion of the provisions of this act in the city where such b shall be so cast; and all ballots cast at such special ele bearing the words "Board of public affairs—No," sha counted against the adoption of the provisions of this the city where such ballots shall be so cast; and if it appear as the result of the said special election that a ma of the electors of such city voting at said election have ballots bearing the words "Board of public affairs—Yes," and in that case, the said mayor shall, within three days and after such special election, certify the fact to the gov and the governor shall thereupon proceed to make th pointments herein contemplated to be made by him, an provisions of this act shall forthwith take effect and force in such city; but if it shall appear as the result of special election that a majority of the electors of such voting at said election have cast ballots bearing the "Board of public affairs—No," then, and in that case, th visions of this act shall be void and of no effect, and th ernor shall not make the appointments herein contem to be made by him in such city; and the said ma

eby charged with the duty of making all arrangements for said special election, and shall take such steps as he may m proper to the end that a full, free, and ample opportunity y be afforded the electors of such city to cast their ballots herein provided, without molestation or restraint; and in ment of the expenses of the said election, the mayor shall w his warrant upon the city treasurer of such city, who ll pay the same out of the moneys of any fund in his pos- ion to which the same may be properly chargeable.

SECTION 15. This act shall take effect and be in force from after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 12, 1889.

[House Bill No. 779.]

AN ACT

To define and punish the offense of sodomy.

SECTION 1. *Be it enacted by the General Assembly of the State Ohio*, That whoever shall have carnal copulation in any ning of the body, except sexual parts, with another human ng, or with a beast, shall be deemed guilty of sodomy, and ll on conviction thereof be imprisoned in the penitentiary more than twenty years. Sodomy.

SECTION 2. That an act, entitled an act to define and nish sodomy, passed May 4, 1885, be and the same is here- repealed.

SECTION 3. This act shall take effect and be in force from after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 12, 1889.

[House Bill No. 1094.]

AN ACT

amend section 1703 of the Revised Statutes of Ohio, as amended February 26, 1880.

SECTION 1. *Be it enacted by the General Assembly of the State Ohio*, That section 1703 of the Revised Statutes of Ohio, as

amended February 26, 1880, be amended so as to read as f
lows:

Marshal; fees and duties.

Sec. 1703. The marshal shall be the chief of police, a
have the powers of marshals in villages, and for his servi
as such shall receive, in addition to any salary fixed by t
trustees by ordinance, the same fees, and be paid in the sa
manner as marshals in other municipal corporations for li
services, and for his services when he acts as supervisor,
which office he shall act under the direction of the truste
he shall be paid out of the proper hamlet treasury,
treasuries, the same compensation allowed to other super
sors, and where the offices of marshal and supervisor are se
rated, the supervisor shall perform his duties, be paid in t
same manner and receive the same compensation as is p
vided in the first part of this section for the marshal wh
acting as supervisor.

SECTION 2. Said section 1703, as amended February
1880, is hereby repealed; and this act shall take effect on
passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representati
THEO. F. DAVIS,
President pro tem. of the Sen

Passed April 12, 1889.

[House Bill No. 1160.]

AN ACT

Supplementary to an act entitled "an act to provide for the reversion
use of abandoned fair grounds in certain cases," passed May 17, 1
(83 v., 192), and to repeal an act supplementary thereto, passed Ma
30, 1888 (85 v., 138).

Authorizing Franklin park improvement.

SECTION 1. *Be it enacted by the General Assembly of the S*
of Ohio, That when real estate which has heretofore been p
chased by any county, and improvements made thereon,
the use of a county agricultural society, and such real est
is situate within the corporate limits of a city, and has b
abandoned for such use, and, by authority of the act to wh
this act is supplementary, the title to such real estate is ves
in fee simple in such county, and the premises devoted to
purposes of a public park for the use of the people of
county and of such city, and the supervision and control
the same vested in a park commission, consisting in part
residents of such city, and in part of persons who reside in
county but are not residents of such city, and their success
in office, and the city council of such city deems it advisa
to enlarge such park by the purchase of land adjoining it, s
council may, by ordinance, duly passed, provide for the inv
ment of not more than nine thousand five hundred dollars
such purpose of enlargement; provided, that when any la
is purchased by such city for the purpose aforesaid, the t

ereto shall vest in the city, and it shall be controlled and anaged by the park commission aforesaid for public park rposes, in connection with the other premises under its con- l and supervision for the same purposes; and the care, im- ovement and embellishment of such park shall be at the pense of such city.

Council may borrow money.

SECTION 2. That for the purpose of providing the money th which to pay for any real estate that may be purchased pursuance of the preceding section, and the care, improve- ent and embellishment mentioned therein, the city council any such city is hereby authorized and empowered to bor- w such sum of money, not exceeding twenty-five thousand llars, as it may deem necessary, at a rate of interest not ceeding six per cent. per annum; and after paying for the nd so purchased, the remainder of the money so borrowed all be placed in the custody of the treasurer of the city, and disbursed as other money of the city, but for the purposes entioned in this section only.

Bonds.

SECTION 3. That for any money so borrowed the city uncil shall issue bonds of the city, which shall be signed by president and attested by the city clerk, who shall keep a cord thereof, and also of the coupons attached thereto. Such nds shall be in sums of not less than one hundred dollars ch, and be payable to bearer, at such place as the council ay designate therein; and they shall specify distinctly the rpose for which they are issued. The payment of the prin- pal of such bonds shall not be deferred beyond a period of n years, and shall be payable at the pleasure of the city uncil after five years. Such bonds shall not be sold for less an their par value, and the interest thereon shall be payable mi-annually.

Levy

SECTION 4. The city council of any city which borrows oney and issues bonds for the purposes aforesaid shall levy nnually for park purposes, and for the purpose of paying the rincipal of the outstanding bonds issued under the authority f this act, and the interest thereon as it shall become due, a x of not more than one-tenth of one mill on the dollar.

Qualification of park commissioners.

SECTION 5. The members of any such park commission s is referred to in this act, or the act to which this is supple- nentary, except the member ex-officio, shall each, before ntering upon the duties of his office, take and subscribe an ath, before some officer authorized by law to administer oaths, hat he will honestly and faithfully discharge the duties of is office, and also give a bond, payable to such city, with at east two good and sufficient sureties, in the sum of ten thou- and dollars, to be approved by the mayor of the city, and onditioned for the faithful performance of his duties as a nember of such commission; and if any person who has een or may hereafter be appointed a member of any such ommission fail or neglect for ten days to qualify as herein rovided, his office shall be deemed vacant, and another suit- ble person shall be appointed in his stead.

Meetings, duties, etc., of commissioners

SECTION 6. Such park commission shall hold meetings s often as once a month, and adopt all necessary rules for the

regulation of its business. It shall elect a president and secretary; it shall keep a complete record of all its proceedings, which record, or a copy thereof, duly certified by its secretary, shall be competent evidence of its transactions in all courts of this state; and the yeas and nays shall be taken upon the passage of every resolution or order, and entered upon the journal. Three members of the board shall constitute a quorum for the transaction of all business; but no resolution or order shall be adopted unless three members vote in its favor.

May appoint superintendent and other employes.

SECTION 7. Such park commission shall adopt rules for the care, protection and government of any park under its charge; and it may appoint or employ such superintendents and employes as it may deem necessary, and fix their salaries or compensation, and may remove any of such persons at any time. It shall annually make a full report to the county commissioners of such county, and to the city council of such city in respect to such park, with a detailed account of its receipts and expenditures.

SECTION 8. That the act entitled "an act supplementary to an act passed May 17, 1886, entitled 'an act to provide for the reversion and use of abandoned fair grounds in certain cases'" (83 O. L., 192), passed March 30, 1888 (85 v, 13) be and is hereby repealed; and this act shall take effect on its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 12, 1889.

[House Bill No. 1239.]

AN ACT

To amend section 3580 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 3580 of the Revised Statutes of the state of Ohio be so amended as to read as follows:

Officers of cemetery association may appoint policemen.

Sec. 3580. The trustees, directors, or other officers of any cemetery company or association, whether incorporated or unincorporated, and township trustees having charge of township cemeteries, may appoint as many day and night watchmen of their grounds as they deem expedient. Such watchmen, and all superintendents, gardeners and agents of such company or association or of said township trustees, stationed on the grounds, may take and subscribe, before any mayor or justice of the peace in the township where such grounds are situate, an oath of office similar to the oath required by law of constables, and upon taking such oath, such watchmen, superintendents, gardeners, or agents shall have, exercise and possess all the powers of police officers within and adjacent

e cemetery grounds, and any person violating the by-laws, les and regulations adopted by such trustees, directors or her officers, or the laws of this state in reference to the pro- ction, good order, care and preservation of cemeteries, and e trees, shrubbery, structures, and adornments therein, shall guilty of a misdemeanor, and fined in any sum not more an fifty dollars nor less than five dollars; and such watch- en, superintendents, gardeners and agents may arrest, on ew, all persons found violating the provisions of this section, d bring such persons so offending before the mayor or justice the peace within such township, to be dealt with according law.

SECTION 2. That said original section 3580 of the Re- sed Statutes of Ohio is hereby repealed; and this act shall ke effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 12, 1889.

[Senate Bill No. 268.]

AN ACT

pplementary to an act entitled "an act supplementary to section 3378 of the Revised Statutes of Ohio," passed March 16, 1882.

SECTION 1. *Be it enacted by the General Assembly of the State Ohio*, That the following section be enacted as supplementary sections 3378*a*, 3378*b* and 3378*c* of the Revised Statutes of hio, passed March 16, 1882, with sectional numbering as llows, to wit:

Construing application of foregoing sections.

Sec. 3378*d*. The provisions of the foregoing sections 378*a*, 3378*b* and 3378*c*, shall extend and apply, not only to ontracts made with a railroad company, as vendee or lessee, ut also to all contracts which may be made with any corpor- ion, company, or person, as vendee or lessee, by which any ch corporation, company, or person shall undertake to pur- ase, rent, lease, or hire any railroad equipment, cars, rolling ock, or other personal property, designed for use on, or in nnection with, a railroad or railroads, in this or other states.

SECTION 2. This act shall take effect and be in force from nd after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 12, 1889.

[Senate Bill No. 281.]

AN ACT

To amend sections 4553 and 4554 of the Revised Statutes of Ohio, amended April 12, 1884 (O. L., vol. 81, 166), and section 4556 of t Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the Sta of Ohio*, That sections 4553 and 4554 of the Revised Statut of Ohio, as amended April 12, 1884 (O. L., v. 81, 166), and se tion 4556 of the Revised Statutes of Ohio be so amended as read as follows:

Proceedings to clean out ditch.

Sec. 4553. Whenever it becomes necessary to clean ou any ditch, any owner of any lot or tract of land which w assessed for its construction, may make a statement in writin of such necessity to the trustees, who shall thereupon me and appoint one of their number to examine said ditch, as the necessity of cleaning the same out, who shall go upon th line thereof and make such examination and an estimate the amount of labor, and the cost of cleaning out said ditc and fix the portion thereof that the owner or owners of ea lot or tract of land, and each corporation assessed for the co struction of said ditch shall be assessed for such cleaning ou and such assessment shall be made according to benefits accrue to each landowner interested as near as practicabl unless the necessity for such cleaning out arose from the a or neglect of any landowner or corporation, in which ca such act or neglect shall be considered, and the assessment said landowner or corporation proportionably increased.

Proceedings on return of estimate.

Sec. 4554. Such trustee shall return his estimate an assessment, with such facts as he may deem necessary to full understanding of the case, to the township clerk in wr ing, within ten days, and shall at the time of making su report, fix a time for hearing the claim or claims of tho interested. The clerk, upon receipt of such report, shall cau the same to be entered in full upon the township record, an shall also make an entry of the time fixed for the hearin and shall forthwith notify the owner or owners of each tra of land or his agent, so far as their residence may be know to said clerk, of the time and place fixed for said hearin which notice shall also contain a written or printed copy the estimate of said trustee. At the time fixed for hearing t parties interested in such proposed cleaning out, the truste may make such changes therein as they deem just and equ table. After such hearing, if they are of the opinion th there is no necessity for cleaning out said ditch, they sha dismiss the application and assess the cost thereof to the a plicant, but if they are of the opinion that it is necessary clean out said ditch, then they shall make a final order, whi shall be entered upon their record, that said ditch be clean out, and that all the dirt, mud, and other substances that ha accumulated therein, since its original construction, be moved and cleaned out down to the solid earth, and so th

water will have a free and uninterrupted flow, specifying whom the same shall be cleaned out, and the portion reof each shall clean out, and the amount of the assessment on each tract or parcel of land interested in such improvent, and they shall cause the township clerk to forthwith ify the owner or owners of each tract of land, or his or ir agent or agents, so far as their residence is known to the k, to clean said ditch as ordered and directed by the trus-, within thirty days, unless for good cause shown, the trus- extend the time; but in case the residence of the owner wners of any such tract of land, or his agent, is unknown he clerk, he shall cause to be posted up in at least three of most public places in the township or townships in which ditch is located, written or printed notices of the order he trustees and of the time fixed for cleaning out such ditch. e trustees and clerk shall be entitled to receive the same in proceedings for cleaning out ditches as now allowed similar services in the original construction thereof, to be d by the party or parties whose act or neglect caused the essity for such cleaning out, in such proportion as the trus- deem just and equitable, and the collection thereof shall nforced in the same manner as provided for the collection osts and assessments in proceedings for the construction of hes by township trustees.

Proceedings after the time fixed for repairs.

Sec. 4556. Immediately after the expiration of thirty s, or such other time as has been granted or extended to person for the completion of the work aforesaid, the tees shall appoint one of their number to examine the h and determine whether it has been cleaned out and ired as directed and ordered by the trustees, and if ditch has been so cleaned out and repaired the par- interested shall be discharged from further obligation, r than the payment of their portion of the costs and enses under said application; but if on examination any he parties who have been notified have not cleaned out repaired such ditch, or their portion thereof ordered by trustees and directed in the notice, the trustees shall im- iately proceed to sell said cleaning out or repairing of such h or portion thereof to the lowest bidder, in the manner ided for selling unfinished sections of ditches; and there- the same proceedings shall be had in relation thereto, so s applicable, provided in section forty-five hundred and -seven.

SECTION 2. That sections 4553, 4554 and 4556 be and the e are hereby repealed.

SECTION 3. This act shall take effect and be in force from after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 12, 1889.

[Senate Bill No. 362.]

AN ACT

To amend [section] 4367 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the St of Ohio*, That section 4367 of the Revised Statutes of Ohio amended as follows:

What notices to be published in two newspapers.

Sec. 4367. Every proclamation for an election, orc fixing the times of holding court, notice of the rates of tax tion, bridge, pike, and notice to contractors, and such oth advertisements of general interest to the tax-payers as t auditor, treasurer, probate judge, or commissioners m deem proper, shall be published in two newspapers of opp site politics, at the county seat, if there be such published the county seat, and in all counties having cities of eig thousand inhabitants or more, not the county seat of su counties, additional publication of such notices shall be ma in two newspapers of opposite politics in such city; but th chapter shall not apply to the publication of notices of del quent tax and forfeited land sales.

SECTION 2. That said section 4367 is hereby repeale and this act shall take effect and be in force from and af its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representati
THEO. F. DAVIS,
President pro tem. of the Sen

Passed [April] 12, 1889.

[Senate Bill No. 392.]

AN ACT

To provide a board of elections for certain specified counties.

When city board of election shall act as county board.

SECTION 1. *Be it enacted by the General Assembly of the St of Ohio*, That in any county having within its territory a ci of the first grade, in the first class, the board of elections he tofore established in such city shall be the county board elections; and all the provisions, duties, penalties and requi ments contained in section 2926 of the Revised Statutes, a supplemental sections, as heretofore amended, shall app and be in full force, as to all elections held in such county, well as such city, except as herein specified; and the me bers, secretary, deputy secretary, clerks and assistants of su board shall be electors of the county, and not of the ci merely.

Provisions applicable to election precincts outside of city.

SECTION 2. The following provisions, included in th section, shall apply only to elections in precincts not includ in such city:

Registration of electors, as provided in the above mentioned sections, shall not be required.

The county board of elections may, in its discretion, authorize the judges of elections to omit the meeting for organization, provided in section 2926*n*, but in all such cases the judges shall organize, as therein required, on the morning of the election, before opening the polls.

The county board of elections may, when deemed expedient, permit the oath, required by section 2926*e*, to be administered by any officer authorized to administer oaths, without the appointee appearing at the office of the board, and any such officer is required to administer such oath without compensation; but in all such cases the oath, duly certified, must be filed in the office of the county board before the certificate of appointment is issued.

The county board may dispense with the notice of appointment, required in section 2926*e*; when vacancies occurring on the day of an election have been filled, as is required by said section, and when said notice has been so dispensed with, the appointee shall serve upon such appointment as if he had been appointed by the board.

The county board may authorize judges of election to forward, by mail, the certified summary statement of votes required in section 2926*p*; provided, the said judges shall have announced the vote to the board, by telegraph or telephone, as required in said section, and in section 2926*q*.

The county board of elections shall provide for the safe keeping and delivery of the ballot boxes as may seem expedient.

The poll book.

SECTION 3. At every election, in any county as aforesaid, for state or county officers, or for representatives in congress, or for presidential electors, the poll-book of each precinct, addressed to "the county board of canvassers," as required by section 2926*r*, shall be delivered at the office of the board of elections. The other poll-book shall be addressed to the "clerk of the court of common pleas," and delivered to him, and he shall preserve it for one year, for inspection as a public record, and shall, upon demand of the board of canvassers, produce any such poll-book for their inspection and use.

The time and manner of delivery of poll-book shall be provided in section 2926*r*, except that the poll-books from election precincts not included within the city shall be delivered within twenty-four hours after closing the polls.

The president or secretary of the county board of elections may order the summary arrest of any judge of elections, in such county, who fails to make return of any election; and it shall be the duty of the sheriff of the county, or of any policeman or constable, to whom such order may be directed, to bring such delinquent judge, together with the poll-book, and other books pertaining to the election or registration, before said board.

The county canvassing board.

SECTION 4. The members of the county board of elections shall constitute the county canvassing board; and all

duties, as to canvassing the votes and making returns of t same, now by law assigned to the clerk of the court of co mon pleas, shall be performed by such board. Within fo days after the election in November, and after any spec election for county or state officers, or for representative congress, the members shall meet at the office of the board elections and organize by choosing one of their number to president, and appointing a secretary and necessary assistan They shall proceed to canvass the vote of the county, a make return of the same, as required by section 2926*s*, and law.

In case of doubt, or disagreement, so that the board c not proceed with the canvass, a statement, in writing, of t matter in doubt or controversy, shall be made and forthw submitted to one of the judges of the circuit, for the circuit which the county is situated; and if the board cannot oth wise agree the judge shall be selected by lot. Such juc shall summarily decide upon the matters submitted to hi and his decision shall be final.

Compensation of officers of the board.

SECTION 5. Judges and clerks of election, appointed herein provided, shall be allowed compensation as fixed section 2926*t*. Salaries of the members and secretary, as fix in said section, shall be paid out of the city treasury; and, addition, there shall be allowed to each member of the boa the sum of five hundred dollars per annum, and the secret the sum of six hundred dollars per annum, payable quarte out of the treasury of the county. The expense of the p chase and repair of ballot boxes shall be paid out of the cou treasury.

All other expenses of every description, incurred betw the first day of July and the thirty-first day of December, each year, shall be paid out of the county treasury; and expenses incurred between the first day of January and thirtieth day of June, in each year, shall be paid as heretof provided by law. All payments shall be made upon vouch of the board, made and certified as required by section 292

SECTION 6. That section 2928 of the Revised Statutes and is hereby amended so as to read as follows:

Sheriff to provide ballot boxes.

Sec. 2928. The sheriff shall cause to be provided at expense of the county, a ballot box for each precinct ther which may be without the same, and cause it to be deposi with the proper township or corporation clerk; and ev such clerk shall cause a ballot box with a copy of this title be delivered at each place of holding elections in his townsl or corporation as often as elections are held therein; and a each election the same shall be forthwith returned to him the judges of election for safe keeping; provided, that wh ever a board of elections has been or may be established, purchase and care of ballot boxes to be used at any elect held under its direction shall devolve upon such board.

SECTION 7. All acts inconsistent with this are here repealed.

SECTION 8. This act shall take effect from and after May 1889.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 12, 1889.

[Senate Bill No. 408.]

AN ACT

regulate punishment of persons found guilty of repeated misdemeanors.

When punishment to be cumulative in cases of petit larceny.

SECTION 1. *Be it enacted by the General Assembly of the State Ohio*, That the punishment of persons convicted of petit ceny shall be cumulative after [such persons shall have been] ee times convicted and sentenced, on conviction, for petit ceny, and such persons, on conviction of a third or later it larceny, may be imprisoned for not less than one year, d not more than three years, at the discretion of the court.

Persons so imprisoned may be paroled, when.

SECTION 2. Persons so convicted and sentenced for a rth or later offense may, at the discretion of the directors managers of the work-house in which they shall be imprised, be suffered to go and remain outside of the walls of such ace of imprisonment, on parole, under such rules and regutions, and on such conditions, as such directors or managers ll prescribe; but such prisoners shall, while so paroled, be gally in the custody and under the control of such directors managers, who may, at their sole discretion, and for any ason satisfactory to them, and on their order, duly certified their secretary or chief clerk, arrest paroled prisoners herever found, and bring him or her back to said place of prisonment to serve out the full term for which such prisner shall have been sentenced.

How cities or counties having no work-house shall provide.

SECTION 3. Persons convicted or sentenced under this shall be imprisoned in a work-house, where, as far as may they shall be employed in useful labor, and earn their liv-g, and it shall be the duty of the city or county authorities, counties not having work-houses, to contract with the authores of any city or county work-house in the state for the care of ch prisoners, on such reasonable terms as may be agreed upon, d prisoners so convicted and sentenced shall be sent to and prisoned in the work-house or work-houses so provided.

SECTION 4. That this act shall take effect and be in force om and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 12, 1889.

[Senate Bill No. 409.]

AN ACT

To provide for the extension of the geological survey of the state.

The governor authorized to appoint a state geologist.

SECTION 1. *Be it enacted by the General Assembly of the Sta of Ohio*, That the governor is hereby authorized to appoint state geologist, whose duty it shall be to continue and extend th investigations already made into the geological structure an resources of the state. Said state geologist shall be appointe for a term of three years, but he may be removed for cause a any time, and a successor appointed in his stead; and the go ernor is authorized to fill any vacancy which may occur fro any cause, at any time. The compensation of said state geol gist shall be at the rate of two hundred dollars per month, f the time actually employed; and said geologist shall hav power to employ such assistants as he may need; but in n event shall the salary of the geologist, pay of assistants, an expenses of the department, exceed the amount of expe diture authorized by the general assembly.

Duty of state geologist.

SECTION 2. It shall be the duty of said geologist to stud and determine as nearly as possible, the number and extent the various formations of the state; to represent the sam from time to time, upon properly constructed maps and di grams; to study the modes of occurrence and the distributio of the useful minerals and products of these formations; determine the chemical composition and structure of th same; to investigate the soils and the water supply of th state; and to give attention to the discoveries of coal, buildi stone, natural cement, petroleum, gas, and other natural su stances of use and value to the citizens of the state. He ma also collect and describe the fossils of the various geologic formations of the state; but no expenditure shall be incurr under this head that is not expressly ordered and provid for by the general assembly.

Shall report annually to governor.

SECTION 3. The said geologist shall make, on or befo the first day of February of each year, a report to the go ernor, covering the work of the preceding year, and the repo shall be transmitted to the general assembly, to be printed the same manner as other public documents, or as shall otherwise ordered.

Salaries and expenses.

SECTION 4. The salaries of the state geologist, and th assistants employed by him, together with the traveling an incidental expenses, shall be paid monthly, on presentatio of properly itemized vouchers, signed by the governor, out the state treasury, from the appropriation made for such pu pose.

Appropriation

SECTION 5. There is hereby appropriated from the ge eral revenue fund the sum of one thousand dollars, annuall for the purpose above named.

SECTION 6. This act shall take effect and be in for from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representativ
THEO. F. DAVIS,
President pro tem. of the Sena

Passed April 12, 1889.

[Senate Bill No. 412.]

AN ACT

To provide for the payment to Mrs. J. M. Wheaton, widow of the late J. M. Wheaton, for labor performed in preparing and writing the report on the birds of Ohio, contained in volume 4 of the Ohio geological survey report, and for other services connected therewith; and to reimburse him for expenses incurred in the preparation of such report.

Appropriation for Mrs. J. M. Wheaton.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That there be and is hereby appropriated from any moneys in the treasury to the credit of the general revenue fund, not otherwise appropriated, the following sums of money, and the same shall be paid to Lida D. Wheaton, widow of the late Dr. J. M. Wheaton, for the purposes herein named:

For preparing and writing the "Report on the birds of Ohio," contained in vol. IV, Ohio Geological Survey Report, Zoology and Botany, pp. 188–628–(440)		$ 400
For (508) five hundred and eight days' field work, extending over a period of eight years, 1873–1880		800
For traveling expenses incurred in visiting ornithologists of this state, to obtain some knowledge as to their acquaintance with the subject, and reliability as authority, and to inspect their collections; also, to visit eastern ornithologists, and become acquainted with their methods; to visit eastern museums, and make such comparison with Ohio birds as may be desirable—the traveling at the request of Prof. Newberry—55 days, @ $6.00 per day		330
February 12, 1874, by cash refunded by state	$100	
April 28, 1877, by cash refunded by state	100	
	—200	
		—130
For correcting and arranging reports on mammals, reptiles, and fishes, including copying about 200 pages mss., rejected by printer		50
For reading proof, 65 signatures—1020 pages—the printers refusing to read first proof, assigning incompetence of such of the strictly scientific matters. Each proof was read by me, at a disadvantage, an average of 4½ times		975
For making index, 17 double column pages, 1705 paginations		50
Total		$2,735

SECTION 2. This act shall take effect from its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.

THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 12, 1889.

[Senate Bill No. 473.]

AN ACT

Supplementary to section 6695 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the Sta of Ohio*, That the following section be enacted as supplemen tary to section 6695 of the Revised Statutes of Ohio, with se tional numbering as follows:

When levies may be made subject to prior levies.

Sec. 6695*a*. Any constable or other officer may, and is r quired upon demand of the execution creditor, to levy an execution in his hands upon personal property already levie upon, and in the custody of the sheriff or other officer, subje to prior levies, and such sheriff or other officer or person ha ing charge of said property shall afford such officer makin any subsequent levy an opportunity to make such levy, an take a schedule of the property, and such subsequent lev shall create a lien upon such property or its proceeds, subje to prior levies; provided, that such officer so first levying sha retain possession of said personal property, and cause th same to be sold as in other cases, and the court issuing th writ first levied shall determine all questions growing out such levy or levies.

SECTION 2. This act shall take effect and be in forc from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representative
THEO. F. DAVIS,
President pro tem. of the Senat

Passed April 12, 1889.

[Senate Bill No. 494.]

AN ACT

Relating to the duties and compensation of certain county officers an their assistants, in counties containing a city of the second gra of the first class.

Salaries of county officers in certain counties.

SECTION 1. *Be it enacted by the General Assembly of the Sta of Ohio*, That in each county containing a city of the secon grade of the first class, the compensation of the officers there specified in this section shall be by annual salary, except otherwise provided in sections 9 and 10 of this act, to be pai in monthly installments, as follows: The recorder, $2,000; th treasurer, the clerk of the court of common pleas, sheriff, aud tor and probate judge, $2,500 each; and neither of them sha receive or agree to receive, directly or indirectly, any additiona compensation from any source whatever, for the performanc or omission of any official duty, nor a reward of any kin from any employe in his office, or other person, in con sideration of the appointment of any such employe, no

portion of the compensation of any of his employes, ny money or thing by way of gift or otherwise, from any r, agent or employe of the county or the commissioners, m any other person, except as provided herein. And no employe shall pay or agree to pay, directly or indirectly, e officer by whom he is employed any reward for his intment, nor receive from any person any fee or compen- n for his own use or for the use of such officer for the per- ance or omission of any official duty. The compensation e deputies and other clerks and employes of said officers, pt persons employed temporarily, as provided in the next on, shall be by annual salary exclusively, to be paid in thly installments; and all such salaries shall be paid by the ty in the manner hereinafter provided; but if any such offi- e removed from office, or any such deputy, clerk or em- e be dismissed from his position, his compensation shall at the time of such removal or dismissal.

Officers may select their employes.

SECTION 2. Each of said officers shall select the persons employed in his office, and designate the capacity in h they shall serve, respectively; but the number of such oyes and the compensation of each shall be determined ne county commissioners and the officer selecting the , and in case said county commissioners and said officer ot agree upon the compensation of any employe, the same be referred to the judge of the court of common pleas of county presiding in court room one, whose determina- of the amount of said compensation shall be final. And termining the salaries of said employes, they may allow e deputy in the office of the clerk of the court of common , sheriff, treasurer, auditor and probate judge, respect- , a salary of not more than two thousand dollars; but no deputy, clerk or employe in either of said offices shall lowed more than fifteen hundred dollars per year; and in ffice of the recorder, they may allow the deputy not more fifteen hundred dollars, but no other clerk or employe s office shall be allowed more than twelve hundred dol- provided, that the employment of clerks or other assist- temporarily, in addition to the regular employes, at a lated sum per day, may be authorized by the county nissioners of such county, when they are satisfied that usiness of any such office so require.

Officers to file pay-roll with county commissioners monthly.

SECTION 3. Each officer mentioned in section 1 hereof, within ten days after entering upon the discharge of fficial duties, and as often thereafter as any change shall therein, file with the county commissioners of said ty, a certificate under oath of the number of deputies and clerks and employes allowed to him by the county com- oners, and the name and compensation allowed to each, he commissioners shall keep a record of the number of ties and other clerks and employes allowed each of said rs, and the compensation of each, and on the first busi- day of each month, each of said officers shall submit to ommissioners a pay-roll for the preceding month, which show the name and official title of such officer, the name ch person employed in his office, for the month covered

by the pay-roll, and the capacity in which he was emplo
and also the salaries of the officer and employes, respecti
the allowance per day for temporary clerks or assistants, if
of such have been employed, and the amount due
There shall be attached to such pay-roll a statement u
oath by the officer that the pay-roll is correct in every pa
ular, and that he is not to receive, directly or indirectly,
portion of the compensation shown thereby to be due any
ployé whose name is entered thereon. If the commissio
find upon examination that such pay-roll is correct, they
endorse thereon their approval of the same, and file the
with the county auditor, who shall draw his warrant on
county treasurer in favor of the respective persons w
names appear thereon for the amount shown thereby t
due them respectively, and take their receipts therefor, o
pay-roll, on the right hand margin, opposite their respe
names, in a space headed "received from the county au
a warrant for the amount shown hereon to be due me."

Disposition of fees, etc., collected by officers.

SECTION 4. One-half of all fees, costs, percentages, p
ties, allowances and other perquisites which are now or
hereafter be allowed by law for the performance of of
duty by any officer mentioned in section one, or by the s
as special master commissioner, or as receiver in any
shall, when collected, be for the sole use of the county;
remaining fifty per cent. of said fees, costs, percentages, p
ties, allowances and other perquisites, shall be disposed
hereinafter provided in section 10 hereof; the total rec
thereof each day by each of said officers shall, except as o
wise provided in section 7, be by him paid to the co
treasurer before noon of the next business day succee
their collection, and be duly accounted for by the treas
and said officer shall keep full and accurate accounts o
fees, costs, percentages, penalties, allowances and other
quisites that accrue to his office, the amounts paid by
each day, and the sources from which the same are der
and the amount paid to the county treasurer each day.

Itemized and sworn statements to be filed monthly with county commissioners.

SECTION 5. Each officer mentioned in section one, s
on the second Monday of each month, file with the co
commissioners a statement verified by his affidavit, sho
the full receipts daily by him for the preceding month,
the total for the month. And on the day his term of
expires, he shall file with the commissioners like statem
showing such receipts daily since his last statement.

Statements so made to be preserved.

SECTION 6. All statements required by the prece
section to be filed with the county commissioners, sha
carefully preserved by them, and shall be subject to p
inspection during all official business hours, and the acco
provided for by section four shall be subject to like inspec
and shall remain in the respective offices where kept, a
the expiration of the term of any officer mentioned in se
one, shall be turned over to the successor in office.

Fees, costs, etc

SECTION 7. Each officer mentioned in section one
where authorized by law, collect all fees, costs, percent
penalties, allowances and other perquisites accruing t

e before, or at the time they are earned; and all fees, s, percentages, penalties, allowances and other perquisites, uing to his office and unpaid at the expiration of his n, shall be collected by his successor in office, and be by him l into the county treasury; and in the reports to the nty commissioners provided in section six hereof, each er shall separately state what amount of his monthly col- on accrued to his office, during the term of his predecessor; the county auditor shall draw his warrant upon the nty treasurer in favor of such predecessor for any portion id amount found due him.

Duty of county commissioners

SECTION 8. It shall be the duty of the county commis- ers to see that the provisions of this act are faithfully plied with, and they may employ a suitable person or ons whenever and for such time as they may deem neces- , and at such compensation as they deem judicious, to rtain by examination whether the accounts of the officers tioned in section one are correctly and legally kept, and ther the statements they are required by this act to make e commissioners are correct; and such persons shall re- to the commissioners the result of such examination, h report they shall preserve in their office. If it appear ny such report that any such account or any such state- t is false or fraudulent in any respect, they shall make a ough examination of the matter, and may, if they deem ecessary or expedient, subpœna witnesses, and examine n under oath, and they shall have the same power as ces of the peace to compel the attendance of witnesses. costs of any such investigation shall be paid from the ral fund of the county on the warrant of the county audi- when duly certified to him by the county commissioners n.

Sheriff may retain certain money.

SECTION 9. The sheriff shall be allowed to retain for his use whatever money he may receive under any contract the county commissioners for keeping and providing for ners in the county jail; but in making such contract, commissioners shall specify the manner in which said ners shall be kept and provided for, and shall see that erms of the contract are fully complied with.

Further compensation for county officers.

SECTION 10. Each of the officers herein mentioned shall lowed and paid monthly, in addition to the salary pro- d for herein in section one hereof, any balance remaining e-half of the fees, costs, percentages, penalties, allowances perquisites accruing to his office, and by him paid into county treasury, after deducting therefrom an amount l to one-half the salaries paid to the assistants in his ; and the county auditor, after making the proper de- ion, shall, on the second Monday of each month, draw arrant on the county treasurer in favor of such officer he balance remaining of the said fifty per cent. so due ; and the amount so deducted from said fifty per centum be for the use and benefit of said county.

Treasurer to credit the

SECTION 11. All money paid to the county treasurer in uance of this act, shall be by him credited to the general

general fund with money received.

fund of the county; and all warrants issued by the co auditor in pursuance hereof shall be drawn upon said fu

Penalty for violating this act.

SECTION 12. If any officer mentioned in section willfully fail or refuse to perform faithfully and prom any duty required by him of this act, or knowingly vi any provision thereof, or willfully make any false or fra lent showing in any statement thereby required of him, any account provided herein, he shall be subject to the p ties provided in section 1348 of the Revised Statutes; a any deputy, clerk, or employe willfully violate any prov of this act, he shall be fined not less than one hundred more than two hundred dollars, and be imprisoned in county jail not less than three months nor more than year.

Official bonds.

SECTION 13. The official bond required by law here taken from any of said officers shall be deemed to mak parties to the same liable for any violation on the part o officer for whom they are sureties, of any of the provisio this act, and for the faithful performance of all the duti quired hereby.

Present officers not affected.

SECTION 14. This act shall not affect the duties, fe compensation of any officer mentioned in section one h elected and qualified prior to the passage of this act.

Provisions.

SECTION 15. Any provision of statute in force when act takes effect, which conflicts with any provision of thi shall, to the extent that it is inconsistent with the latter, not otherwise, be held to be superseded by this act, counties described herein; but other provisions of statu in force relating to county officers and county affairs shal be affected by this act.

SECTION 16. This act shall take effect from and aft passage.

ELBERT L. LAMPSON
Speaker of the House of Representa
THEO. F. DAVIS
President pro tem. of the S

Passed April 12, 1889.

[Senate Bill No. 495.]

AN ACT

To repeal an act entitled "an act relating to the duties and compen of certain county officers and their assistants, in counties cont a city of the second grade of the first class."

Repeal.

SECTION 1. *Be it enacted by the General Assembly of the of Ohio*, That an act entitled "an act relating to the d and compensation of certain county officers and their a ants, in counties containing a city of the second grade o first class," passed March 6, 1888, be and the same is h repealed.

SECTION 2. This act shall take effect and be in force from after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 12, 1889.

[Senate Bill No. 552.]

AN ACT

To amend section 1239 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State io*, That section 1239 of the Revised Statutes be amended to read as follows:

Sec. 1239. Coroners shall be allowed the following fees: view of a dead body, three dollars; for drawing all neces- writings, and return thereof, for every one hundred s, ten cents; for traveling, each mile, to the place of view, cents; when performing the duties of sheriff, the same as are allowed to sheriffs for similar services. Except in all counties containing a city of the second grade of rst class, the coroner shall be paid in lieu of fees, a salary o thousand dollars per annum, payable in monthly in- nents out of the county treasury, on the warrant of the y auditor. Coroner's fees. Exception.

SECTION 2. That said original section 1239 be and the is hereby repealed.

SECTION 3. This act shall take effect and be in force from after its passage; but the provisions of this act shall not to any such coroner in office when this act takes effect.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 12, 1889.

[Senate Bill No. 586.]

AN ACT

end section 3797 of the Revised Statutes of Ohio, and to reduce the mount of capital stock of savings and loan associations in villages a certain class.

SECTION 1. *Be it enacted by the General Assembly of the State io*, That section 3797 of the Revised Statutes of Ohio be ded so as to read as follows:

Savings and loan associations.

Sec. 3797. The secretary of state shall submit the arti of incorporation of any savings and loan association recei by him to the attorney-general, who shall, if the same are conformity to law, and sufficient, certify thereto on the sa and the secretary of state shall then record the same; and such association shall commence business with a subscri capital of less than fifty thousand dollars, except in vill having a population at the federal census of 1880, or at federal census to be taken hereafter, of less than twenty- hundred, and in such villages no such associations shall c mence business with a subscribed capital of less than twe five thousand dollars, which shall be divided into share one hundred dollars [each], nor until at least one-half of e subscription has been fully paid up.

SECTION 2. That section 3797 of the Revised Statute Ohio be and the same is hereby repealed.

SECTION 3. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representat
THEO F. DAVIS,
President pro tem. of the Se

Passed April 12, 1889.

[Senate Bill No. 588.]

AN ACT

To amend the act passed March 28, 1888, entitled "an act to provide a commission to establish the boundaries and lines of the canals, c basins, reservoirs, etc., etc., of the state, by an accurate survey metes and bounds, together with maps and plats of the same, an define and protect the ownership and titles of the state in and to lands belonging to and connected with said canals," and to re sections two (2), three (3), four (4), and five (5) of the act so amen

SECTION 1. *Be it enacted by the General Assembly of the S of Ohio*, That sections two, three, four, and five of an passed March 28, 1888, entitled an act to provide for a c mission to establish the boundaries and lines of the can canal basins, reservoirs, etc., of the state, by an accurate vey by metes and bounds, together with maps and plat the same, and to define and protect the boundary and ti of the state in and to all lands belonging to and connec with said canals, be and the same are amended so as to r as follows:

Employment of surveyors; duty chief engineer board public works.

Sec. 2. Said commissioners shall employ surveyors make said surveys, maps, and plats, with necessary assista and fix their compensation; and said maps and plats shall made in conformity to instructions and plans prepared by chief engineer of the public works, and when completed t shall be approved by him and said commission, by endo ment signed by them respectively.

Witnesses.

Sec. 3. Each of said commissioners is hereby authorized sue subpœnas for, and compel the attendance of such wit- es as they, or either of them, may think necessary in fix- said boundaries, or ascertaining any fact which said com- ion should ascertain in the discharge of its duties; and estimony so taken, together with said maps, plats, and notes of such surveys, and the report of said commission the boundaries of the lands belonging to the state of , with its findings in that behalf, shall be filed for preser- on in the office of the board of public works; and upon trial in any of the courts of this state, any of said findings, s, plats, or surveys, which may in any manner relate to ave any bearing upon the subject-matter at issue, shall be n and held to be competent [prima facie] evidence of the n of such findings, and the boundaries of said lands, and the state of Ohio has the ownership of said land, or such nterest in it as may be therein stated; and a duly certified vorn copy of such findings, plat, or map shall, when pro- d on said trial, have the same force and effect as the orig- from which it was taken would have under this section oduced on said trial.

Where testimony, maps, etc., shall be deposited.

Transcript.

Arbitration and award as to rights of occupants.

Sec. 4. That in all cases where any land claimed by the is in the possession and occupancy of any person, per- , or corporation claiming the ownership thereof, and such on, persons, or corporation shall appear before said com- ion and submit such claim or claims to the award and ion of said commission for the purpose of determining oundary line of said land or the ownership thereof, said mission may make an award and decision thereon, which be final and conclusive as to all the parties thereto hav- notice and not under legal disability.

Lands not necessary for actual use may be leased.

Sec. 5. That each and every tract of land which said mission shall find to be the property of the state of , and which, in the opinion of said commission, the board ublic works and its chief engineer, shall not be deemed ssary for the actual use, efficiency, and operation of the ls of said state, or either of them, shall be valued by said mission at its true value in money, and if such land shall be then under an existing lease, or if to let, then at the ration of such lease, said land may be leased or let on the s and conditions hereinafter provided for.

Lease of unoccupied lands.

Sec. 6. That if such land is not in possession of any on, or persons, or corporation having a building, buildings, ther valuable structures thereon, it may be immediately r leased for fifteen years, at an annual rent of six per cent. annum on said valuation, to be paid semi-annually, in ance, and at such place as said commission, board of pub- orks and its chief engineer may fix by the terms of said e. Any tract of land so to be valued or appraised, if in actual possession of any person, persons, or corporation may own a building or buildings, or other valuable cture thereon, such valuation shall not embrace the value uch building, or buildings, or other valuable structure, the person, or persons, or corporation owning the same l be entitled to such a lease of said land or lands upon the

How lands to be appraised.

same terms and conditions as any other person or corporat would or might be entitled to under this act if there were building or buildings, or other valuable structure upon s land; provided always, however, that each and every build or other valuable structure erected thereon by any person persons, or corporation may be taxed as other property individuals or corporations in the same locality.

When rights of occupants or persons claiming ownership forfeited.

Sec. 7. That if the person, or persons, or corporat owning or claiming to own a building or other valua structure on any land as aforesaid, found to be the prope of the state of Ohio, shall not, within ten days after such fi ing and notice thereof, apply for a lease thereof and enter i a lease therefor, as herein provided, then the right of su person, or persons, or corporation to such a lease shall ce and from thenceforth be void; and said commission sh give a public notice by advertisement published for at le two consecutive weeks in some newspaper printed a generally circulated in the county where such land is situat that it will lease such property upon the terms herein p vided for, and it may, subject to the conditions of this act, lease said land on the day so named in such notice, or a day thereafter; but if said commission shall find that s building, or buildings, or other valuable structure are not

Owners may remove building.

property of the state of Ohio, the owner or owners may, w the assent of said commission, and on or before a day fix by them, remove said building, or buildings, or other valua structure from the land of the state, if such removal can accomplished without injury to said land.

Leases to be prepared by attorney-general; what to contain.

Sec. 8. That all leases to be made under the provisi of this act shall be prepared by the attorney-general of state, and each lease shall contain a condition that if a installments of rent therein agreed to be paid, shall not paid at the time specified, or within ten days thereaf whether a demand therefor shall or shall not be made, s lease shall, at the option of the board of public works, beco and be null and void as against the state of Ohio, and t the lessee so in default, his heirs, or assigns, or any party possession of such demised premises, shall yield up the pos sion thereof to said board of public works or its authori agent, and the same shall thereupon be leased to any pers or persons, or corporation upon the same conditions as her provided for in other cases.

When and for what purpose action may be brought.

Sec. 9. That if said commission shall find that any p son, or persons, or corporation is unlawfully in possession, u or occupation of any land belonging to the state of Ohio, has taken, carried away, or in any manner injured the wh or any part of any canal lock, or weigh lock, culvert, aq duct, or canal bridge, or any of the abutments thereof belo ing to said state, or any of the materials used in the constr tion of any such lock, culvert, aqueduct, or canal bridge, any of the abutments thereof belonging to said state, it sh direct the attorney-general, and it is hereby made his duty, bring a civil action or civil actions to recover the possessi of such lands, or damages for the property so taken, carr

y, or injured, and any person or persons who may have ised or unlawfully aided any other person or persons to re said property or take it or carry it away, may in every action be made a co-defendant with the person or cor- tion who so took, injured, or carried away said property, such a joint or several judgment may be had therein nst him in such action as may be right and proper therein. any suit or suits authorized to be brought by this act be commenced in the county where such property is ated, or in Franklin county.

For what purpose lands may be leased.

Sec. 10. The commission appointed by this act, and the d of public works and its chief engineer, may, under such s, regulations, and conditions as to semi-annual payment nt, and otherwise, lease or let to any person or persons, any corporation organized under the laws of this state, right to lay a line of pipe along the berme bank of any l, basin, or reservoir of the state for the purpose of trans- ing oil or gas from the natural oil or gas fields for ufacturing purposes, and any tract or parcel of land, not eding forty acres, owned by this state, along any canal or ny of the reservoirs or canal basins of the state, for the ose of digging or boring therein for gas and to be con- d or transported therefrom, the gas found thereunder, lease to be granted for a period not exceeding ten years, the lease therefor shall be prepared as in other cases in provided for, with like stipulations, provisions, and itions, except as to the amount of the rent to be paid. no lessee or lessees, or his or their assignee or assignees have any power to fill up any part of the land so leased, any manner to obstruct navigation therein, and no such shall be granted or given unless in the opinion of the commission, board of public works, and chief engineer, ise of the land so leased would not materially injure or fere with the navigation of any of the canals of this state.

When land may be sold; terms, etc.

Sec. 11. Any land or lands belonging to the state of , near or remote from the line of any canal in this state, cannot be leased so as to yield six per cent. on the valua- thereof, as determined by said commission, may be sold aid commission at not less than three-fourths of such ation, upon such terms of payment as may be fixed by ommissioners of the sinking fund, and such land shall ffered for sale at public vendue, at the court house in ounty where the same is situated, after at least thirty notice given by publication in two papers of opposite ies, of general circulation in such county; provided, how- that such land or lands shall not be sold or offered for nless the said commission, board of public works, and hief engineer of the board of public works shall have, by jority vote in joint session, determined that such land or s are not necessary or required for the use, maintenance, peration of any of the canals of this state.

Sec. 12. That sections two (2), three (3), four (4), and 5), of the aforesaid act, by this act amended, be and the

same are hereby repealed; and this act shall take effect be in full force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representat
THEO. F. DAVIS,
President pro tem. of the Se

Passed April 12, 1889.

[Senate Bill No. 607.]

AN ACT

To require the registration of bonds with sinking fund trustees, in of the first grade of the first class.

Bonds to be registered in certain cities.

SECTION 1. *Be it enacted by the General Assembly of the of Ohio*, That in cities of the first grade of the first class bonds issued by the city shall, before the said bonds bec valid in the hands of any purchaser, be registered in the c of the sinking fund trustees, and shall bear the stamp of board of sinking fund trustees, containing the words "regist in office of sinking fund trustees," signed by the clerk. register shall show date of issue, for what purpose issued, of interest, amount of issue, when due, interest where pay

Exceptions.

SECTION 2. The provisions of this act shall not appl bonds issued prior to the passage of this act.

SECTION 3. This act shall take effect and be in f from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representa
THEO. F. DAVIS,
President pro tem. of the Se

Passed April 12, 1889.

[Senate Bill No. 610.]

AN ACT

To amend section 2745 of the Revised Statutes, as amended April 11, (O. L., vol. 85, p. 183).

SECTION 1. *Be it enacted by the General Assembly of the of Ohio*, That section 2745, Revised Statutes, be amend as to read as follows:

Returns by agents of insurance companies.

Sec. 2745. Every agency of an insurance company corporated by the authority of any other state or governi shall return to the auditor of each county in which company does business, or from which it collects premi

on or before the first day of May, annually, the amount of the gross premium receipts of such agency for the previous calendar year, in such counties, which shall be entered upon the tax list of the proper county, and be subject to the same rate of taxation, for all purposes, that other personal property is subject to at the place where located; and the whole of such tax shall be due and payable on the twentieth day of November next ensuing; provided, that in making the first return under this act no company shall be required to make a return of receipts previously placed upon the duplicate, under the act to which this is amendatory, requiring the return to be made in the month of May. And it shall be the duty of the superintendent of insurance, in the month of December, annually, to charge and collect from all such companies such a sum as, added to the sum paid to the county treasuries, will produce an amount equal to two and one-half per cent. on the gross premium receipts of such companies, as shown by their annual statement, under oath, to the insurance department; provided, however, that if, by the laws of any other state, territory, or nation, a larger tax than two and one-half per cent. is charged companies organized under the laws of Ohio, then the superintendent of insurance shall charge a like tax upon companies from such state, territory, or nation doing business in this state; and provided further, that for the purpose of making the charge for the fractional year 1888, the superintendent of insurance may require, under oath, such information additional to that contained in the annual statement as is, in his judgment, required. If any such company refuse to pay said tax, after demand therefor has been made, or if it shall make any false statements of its gross premium receipts, the superintendent of insurance shall revoke the license of such company to do business in this state. If, at any time, said superintendent has reason to suspect the correctness of the return made of the gross premium receipts of any such company, he may, at the expense of the state, make an examination of the books of such company, or of its agents, for the purpose of verifying the same. All taxes collected under the provisions of this section, by the superintendent of insurance, shall be paid by him, upon the warrant of the auditor, into the general revenue fund of the state.

SECTION 2. That section twenty-seven hundred and forty-five (2745), as amended April 11, 1888, be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 12, 1889.

[Senate Bill No. 622.]

AN ACT

To authorize the city council of any city of the second class, and grade, within the state, which at the last federal census had, or subsequent federal census may have, a population of not le 5,245, nor more than 5,255, to issue bonds for the purpose of d ing natural gas and oil.

Certain cities authorized to issue bonds for developing natural gas and oil.

SECTION 1. *Be it enacted by the General Assembly of th of Ohio*, That any city of the fourth grade of the second within this state, which at the last federal census had any subsequent federal census may have, a population less than 5,245, nor more than 5,255, is hereby authorize empowered to issue bonds, not exceeding in amount th of ten thousand dollars. for the purpose of developing n gas and oil; said bonds to be signed by the mayor, and tersigned by the clerk of said city, and to be for sums n than one hundred dollars nor more than five hundred d each, and bearing interest at a rate not to exceed six per ce annum, payable annually, the principal and interest o bonds to be payable at such bank or place as the counci direct; provided, that said bonds shall not be sold f than their par value.

Tax to be levied to pay said bonds.

SECTION 2. That for the purpose of paying said and interest thereon as the same shall become due, the c of such city is hereby authorized and required to levy on all taxable property within the corporate limits of sai in such amounts each year as will meet the principa interest then falling due upon said bonds, which levy sh placed on the tax duplicate by the county auditor, an lected as other taxes.

The question to be submitted to the people.

SECTION 3. Before said council shall issue said the proposition shall be submitted to a vote of the qu electors of said city, at a special election to be called fo purpose, which election shall be conducted in all resp municipal elections. The council, before submitting proposition, shall provide by ordinance the rate of in they shall bear, the amount of bonds to be issued, and w what time the same shall be redeemed or paid, and ma necessary provision for the proper expenditure of the pr thereof, which ordinance, and a notice of said election, sh published in all newspapers published within said city f less than two weeks prior to said election.

Council to appoint trustees.

SECTION 4. Before submitting said question to a v the electors the council of said city shall, on the nomi of the mayor, appoint five trustees, whose duty it shall case said bonds are issued, to sell the same, and take c of the proceeds thereof, and regulate and expend the sa the purposes provided in this act; and no more than th said trustees shall be of the same political party.

Vote; how taken.

SECTION 5. The tickets voted at said election shall written or printed thereon the words "Authority to bonds—Yes," or "Authority to issue bonds—No;" and proposition to issue bonds be approved by two-thirds of

voting upon the proposition, the council of said city shall have authority to issue such bonds for the purposes hereinbefore provided.

SECTION 6. This act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 12, 1889.

[House Bill No. 825.]

AN ACT

To correct abuses of appointing power by the boards of county commissioners.

Duty of county commissioners in certain counties.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That in all counties having a population of over twenty-three thousand (23,000), and less than twenty-three thousand five hundred (23,500), by the census of eighteen hundred and eighty (1880), or any succeeding federal census, the board of county commissioners shall appoint the county surveyor to do all the county work requiring the services of a surveyor or engineer.

SECTION 2. This act shall take effect from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 12, 1889.

[House Bill No. 957.]

AN ACT

To amend section 1656 of the Revised Statutes of Ohio, as amended March 21, 1888 (vol. 85, p. 95), section 2186, as amended May 18, 1886 (vol. 83, p. 198), and section 2455, as amended May 17, 1886 (vol. 83, p. 184).

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That amended sections 1656, 2186 and 2455 be so amended as to read as follows:

Board of aldermen in Cincinnati.

Sec. 1656. In cities of the first grade of the first class, the board of aldermen shall consist of thirty members, to be elected by districts, to serve for the term of four years; and for the purpose of electing such aldermen such cities shall be

and are hereby divided into five districts, as follows: territory comprised within the first, second, third, fou twenty-sixth and twenty-seventh wards shall constitute the district. The territory comprised within the fifth, sixth, enth, eighth, ninth and tenth wards shall constitute the se district. The territory comprised within the eleventh, twe twenty-fourth, twenty-fifth, twenty-eighth and thirtieth w shall constitute the third district. The territory compr within the thirteenth, fourteenth, fifteenth, sixteenth, twe second and twenty-third wards shall constitute the fourth trict; and the territory comprised within the seventee eighteenth, nineteenth, twentieth, twenty-first and twe ninth wards shall constitute the fifth district (82 v., 111, an v., 125). And in said cities of the first grade of the first class t shall be no election for members of the board of alder until the expiration of the respective terms of the pre members of the board of aldermen, and the present n bers shall serve for the full term for which they elected. In cities of the first class, second grade, the re tive terms of the present members of the board of alder shall terminate from and after the passage of this act.

Sec. 2186. When the council of a city establishes a b of improvements, such board shall be composed of the ma civil engineer, the street commissioner, the chairman of committee on streets of the council, and one freehold el of the corporation, to be appointed by the mayor, with con of the council, for such time as may, by ordinance, be d mined; provided, that in cities of the second grade of the class, such board shall be composed of the mayor, the engineer, the street commissioner, one freehold elector of corporation, to be elected by the council, and the chairma the committee on streets of the council; and provided fur that in cities of the first grade of the first class there shal no such board, but the duties of the board, defined herein devolved upon the board of city commissioners, which b shall, in addition to its other powers and duties, have al powers and perform all the duties required of the boar improvements in this chapter, not inconsistent with the of the board of city commissioners.

Board of fire commissioners in Cleveland.

Sec. 2455. In cities of the second grade of the first the management and control of the fire department sha vested in six commissioners, consisting of the mayor, wh virtue of his office, shall be the president of the board, chairman of the committee on fire and water of the cou one commissioner, elected by the electors of such city, for year, one for two years, one for three years, and one for years; and at each annual municipal election hereafter t shall be elected for the term of four years, one com sioner, who shall be a resident freeholder of the corpora and the board shall consist of the mayor, chairman of committee for the time being, and the four commissioner elected, who shall hold their office until their successors elected and qualified, and the board established by this sec shall be in all respects the successors of the board whose p they take. Provided, that the present members of the

board of fire commissioners, elected by the people, holding office at the time of the passage of this act, shall in nowise be affected in their tenure of office hereby.

SECTION 2. That said amended sections 1656, 2186 and 2455, be and the same are hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 13, 1889.

[Senate Bill No. 605.]

AN ACT

To provide for the improvement of [all] streets and alleys in all cities having a population of 12,258, at the census of 1880.

Improvement of streets and alleys in Canton.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, [That] (the city council of the city of Canton), Ohio, shall have authority to improve any of the streets or avenues, or parts thereof, of said city, by paving the same with fire-brick, asphalt or other permanent material, and the alleys thereof, or any part, with cobble stones or boulders, and whenever needed in connection therewith, to curb and gutter said streets, avenues or alleys, and to pave and lawn the sidewalks thereof, and to ordain that said improvements shall be paid for and assessed upon the property abutting on the same, in accordance with the various provisions of this supplement, and in accordance with the various provisions of law now enacted, or hereafter enacted, applicable thereto, and not inconsistent with this act.

Provisions for payment for improvements.

SECTION 2. In order to provide for the payment of the costs and expenses of said improvements to be assessed on the abutting property, the council may, from time to time (as such improvement progresses), issue the bonds of such cities [city], in such sums as will be required, in all, to amount not exceeding the estimated price of the work, and other expenses attending the same, and interest as hereinafter provided for; said bonds shall be issued as other bonds are issued by said city, but they shall bear the name of the street, or avenue or alley, to whose improvement they are issued, and shall state therein that they are to be paid by an assessment upon the property abutting on the said improvement; said bonds shall extend over a period of at least eight years, to be provided in the ordinance directing the improvement; they shall bear interest at a rate not exceeding six per cent. per annum, payable semi-annually, on the the first day of July and January.

Negotiation of bonds.

SECTION 3. The said bonds shall be negotiated at not le than par, as the other bonds of said city are negotiated, an the proceeds shall be applied solely to pay for said improv ment, and the proceeds thereof shall only be paid upon th certificate of the city engineer and superintendent herein pr vided for, that the work has been done according to the co tract. When the whole work is done, the amount of th bonds sold to pay for the same, and the interest thereon the next interest day, when assessments can be collected hereinafter provided to pay for the same, shall be taken the cost of said improvement to be paid by the abuttin property owners, and the amount shall be assessed equally b the front foot of property fronting or abutting on the sai improvement.

Assessments.

SECTION 4. Such assessment shall be placed upon th tax duplicate, and shall be payable in equal installments, meet said bonds provided for in the ordinance ordering sai improvements, at the county treasurer's office, with intere at the rate provided in said bonds, payable semi-annuall from the date to which semi-annual interest was compute on the amount of said bonds, or so much as remains unpai from time to time, until all said bonds and interest are full paid.

Assessments a lien on property.

SECTION 5. Such assessments, with the interest accruin thereon, shall be a lien on the property abutting upon th street, avenue or alley, from the time the contract is en tered into for the making of said improvement, and sha remain a lien until fully paid, having precedence of all oth liens except taxes, and shall not be divested by any judic sale unless the payment of the same is provided for from th proceeds of such sale; provided, such lien shall be limited t the usual depth of the lots or lands abutting on said improv ment. No mistakes in the description of the property or th name of the owner or owners shall impair said lien.

How assessments may be paid.

SECTION 6. Any owner of property against whom a assessment shall have been made for such improvement sha have the right to pay the same, or any part yet remainin unpaid in full, with interest thereon, to the next semi-annua payment due on said assessment; such payment shall di charge the lien on the property. If any owner shall sub divide any abutting property after such lien attaches, he ma discharge the same upon any part thereof in like manner.

Bonds; how paid.

SECTION 7. All moneys received from such assessment shall be appropriated by the city council solely to the pay ment of the interest and the redemption of the bonds issue for said improvement, or any renewal thereof. If any bon or interest shall be due, and no money is in hand to pay th same, the citizens shall be authorized to make a temporar loan to pay the same; but such lien shall continue in fu force on the abutting property for the full assessments no paid, and accruing interest for such temporary loan, in beha of said city.

Board of property owners to see that con-

SECTION 8. When such ordinance is enacted, the counci may designate two or more owners of property abutting o

said improvement, who, with the city engineer, shall constitute a board, which, after the contract for the improvement has been made by the council under section 2303, may elect a superintendent, who shall see that the said contract is performed according to its true intent, and all orders of the engineer in furtherance thereof obeyed. When completed, the said superintendent and engineer shall certify to the same, and shall make a proper plat and assessment for said improvement on the abutting property. The property owners on such board shall serve without compensation, but the superintendent shall be paid such compensation as shall be agreed upon by said board, and such payments shall be a part of the cost of said improvement thereof. tract is performed.

SECTION 9. In any action to enforce or enjoin any assessment, the court shall disregard any irregularity or defect, whether in the proceedings of the said board or council, or any officer of the corporation, or in the plans or estimates; and the acceptance of the work by the council upon the certificate of the superintendent or city engineer shall be presumptive evidence that the contract has been complied with, and the assessment exists; but if it be shown that there is any substantial defect of the improvement, or any fraud in the contract price of the work or materials, the court may order such deduction therefor from the cost of said improvement, and such deduction shall be ratably deducted from the assessments on all the property abutting on said improvement, and the court may make such order in regard to the costs, where such substantial defect or fraud, as [to] the court shall deem proper. Concerning actions to enforce or enjoin assessment.

SECTION 10. Section 2270 of the Revised Statutes of Ohio, as amended April 25, 1885 (82, p. 155), shall not apply to any improvement ordained to be made under this act, provided that said improvement shall be made by a concurrence of two-thirds of the members elected to the city council. Exception.

SECTION 11. The term owner in this act shall be construed to include all corporations, private, public, state or municipal.

SECTION 12. This act shall take effect on its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 13, 1889.

[Senate Bill No. 104.]

AN ACT

To amend sections 2926 and 2926*v*, of the Revised Statutes of Ohio, as amended March 14, 1888 (85 v., p. 85), sections 2926*d* and 2926*j*, as amended May 19, 1886 (83 v., p. 211), sections 2926*a*, 2926*b*, 2926*o*, and 2926*t*, of the Revised Statutes of Ohio, as amended March 16, 1887 (84 v., p. 119), and section 2926*c*, as amended April 16, 1888 (85 v., p. 341).

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That sections 2926 and 2926*v*, as amended March 14,

1888 (85 v., p. 85), and 2926*a*, 2926*b*, 2926*o*, 2926*t*, as amen
March 16, 1887 (84 v., p. 119), section 2926*c*, as amended A
16, 1888 (85 v., p. 341), and sections 2926*d* and 2926*j*,
amended May 19, 1886 (83 v., p. 211), be so amended as to r
as follows:

Election precincts.

Sec. 2926. In cities of the first, third and fourth gra
in the first class, and in cities of the second class, when
hundred votes or more have been cast at the last preced
election in any ward, or in any precinct in any ward, s
ward or election precinct shall be divided by the boar
elections hereinafter provided for, into two or more elect
precincts, so as to limit the number of votes in each ward
precinct to three hundred, as nearly as may be practica
And from time to time the said board shall re-arrange, s
divide or combine precincts thereafter as often as it may de
such action necessary. And in cities of the second grade
the first class, the board of elections thereof may divide, c
bine or re-arrange any ward or election precinct so as to sec
the convenience of electors and the prompt and correct c
duct of elections.

Registration required of voters.

Sec. 2926*a*. In cities of the first and second class,
person shall be deemed or held to have acquired a legal r
dence in any ward or election precinct for the purpose of
ing therein at any election, general or special, nor shall he
admitted to vote at any election therein unless he shall h
caused himself to be registered as an elector in such ward
precinct, in the manner and at the time hereinafter requi

Board of elections; how constituted.

Sec. 2926*b*. The governor of the state shall appoint
each city of the first and second class a "board of electio
to consist of four electors of such city, of well-known int
gence and integrity, not more than two of whom shall b
the same political party, or so reputed. No person shall
appointed or be a member of such board who holds any o
under the United States, the state of Ohio, except nota
public, or of such city, or the county in which such cit
situated, or who is employed in any department of such
or county or by any officer of such city or county; and
votes cast at any election for any person who is, or, wit
three months next preceding such election, has been a mem
of such said board, shall be absolutely void. In the appo
ment of such board of elections by the governor, two mem
of different political parties shall be designated to serve
two years from the date of their appointment, and the o
two, also to be of different political parties, shall be designa
to serve for four years from that time; and biennially th
after the governor shall appoint two members, of diffe
political parties, for the term of four years. For miscon
or neglect of duty, the governor may remove any membe
said board; and any vacancy which may occur in such bo
by the death, resignation, removal or disability of any o
members, shall be filled by appointment of the governo
the unexpired term of such vacancy or vacancies, and so
each political party shall always have an equality of re
sentation in the said board, or as near as may be. The
ernor shall appoint a secretary of such board, who shall b

Removals; vacancies.

Secretary.

elector of such city, fully qualified for such place, and who shall hold the same for the term of four years; but he may, for official misconduct, be removed by the board; the governor shall appoint his successors, each for the same term of years, and in case of the death, resignation, or removal of the secretary, shall fill the vacancy for the unexpired part of such term. The secretary shall, subject to the control of the board of elections, keep a full and true record of their proceedings, file and preserve in their office all orders, rules and regulations in anywise pertaining to the administration of registration and elections; prepare and furnish, under the orders of such board, all the registers, books, maps, forms, oaths, certificates, instructions and blanks, for the use and guidance of registrars, judges and clerks of elections, and the board of canvassers; provide for timely furnishing of such officers therewith, and with all the necessary supplies provided for them; to receive and keep close custody of all the registers and copies returned to such office as provided herein, and of all records, papers and certificates of every kind relating to the office or administration of such board of elections; he shall also have the care of the ballot-boxes while deposited at the office of such board of elections; and he shall perform all such other or further duties pertaining to such office and affairs as shall be prescribed by such board. The board of elections shall have a sufficient and suitable office and rooms for the purpose herein required, which shall be in charge of their secretary, and shall be kept open daily, except Sundays and legal holidays, in cities of the first and second grades in the first class, and at such times as the board of elections may require in cities of the third and fourth grades in the first class, and first, second, third and fourth grade, in the second class. Each member of the board of elections and the secretary shall, before entering upon the discharge of their office, take and subscribe an oath to support the constitution and the laws of the United States, and the state of Ohio, and faithfully discharge the duties of their office, and to make their utmost endeavors to secure fair and honest elections, which oath shall immediately be filed in the office of the city clerk of such city and be preserved by him.

His duties.

Office of board.

Sec. 2926c. The members of the board of elections shall meet within ten days after their appointment, at the mayor's office of such city, and organize by electing one of them president by ballot. If they fail so to do within fifteen minutes after meeting, the president shall then be chosen by lot. No order, resolution, or action of such board shall be valid without the vote of three of the four members. Such board shall appoint all registrars of elections, judges and clerks of election and other clerks, officers or agents herein provided for, and designate the ward or precinct in which each shall serve. They shall also appoint the places of registration of electors, and holding elections in each ward or precinct, and hire suitable rooms for such purpose and for their own office, at such rents as they deem just; they shall also provide the necessary and proper furniture and supplies for such rooms, and for the purchase, preservation and repair of all ballot-boxes necessary

Organization of board; its general powers and duties.

for use at elections in such city, and all books, blanks and forms necessary for the registrations and elections herein designated, and for duly issuing all notices, advertisements or publications required by law. The board may, from time to time, make and issue all such rules, regulations and instructions, not inconsistent with law, as they shall deem necessary for governing or guiding their secretary and his deputy or assistants, and the registrars of electors and judges, and clerks of elections, or other persons under their control in the proper discharge of their respective offices and duties. They shall divide, define and proclaim the election precincts of such city, authorized in section 2926, and the boundaries thereof, and provide for furnishing to each registrar of electors and judges of elections a map and pertinent description of such division and boundaries, and of any changes which from time to time are made by them. When necessary in cities of the first and second class they may employ a deputy and one or more clerks as temporary assistants of their secretary, at a salary not to exceed the rate of one hundred dollars per month, and prescribe their duties. The period for which they are employed must always be fixed in the order authorizing their employment, but they may be discharged sooner, at the pleasure of the board. Such deputy-secretary, and all such assistants shall take the oath above described.

Regulations.

Salaries and expenses; how paid.

Sec. 2926*d*. The cost and charge of the salaries of members of such board of elections in any such city, and of the secretary and his deputy and assistants, and all necessary expenses of the board for the purposes herein authorized, and the lawful compensation of all registrars of electors, and judges and clerks of elections, appointed by such board, and the necessary cost of the registrars and poll-books, or other books, blanks, forms, stationery and supplies to be provided by said board of elections for the purposes herein authorized, and the cost of the rent, furnishing and supplies of all rooms hired by the said board for their offices and as places for the registration of electors and holding of elections, and for the purchase, repairs and preservation of the ballot-boxes, shall be borne and paid, by any such city, out of its general fund, upon vouchers of such board, certified by its president and secretary, specifying in every voucher the actual services, items of supplies, and prices and rates in detail, which shall be allowed by the city comptroller, or city auditor, and in cities having no such comptroller or auditor, by the city clerk, and upon his warrant paid by the city treasurer of any such city.

Voters required to register.

Sec. 2926*j*. Every male person who is a citizen of the United States, and a lawful resident of this state, and of any city of the first and second class, and who is, or at the next [ensuing] election in such city will be entitled to vote therein, shall, on application, in the election precinct where he lawfully resides, and complying with the requirements herein, be registered as a resident and elector therein, but not otherwise. But no person shall be entitled to vote at any election in any such city unless he shall establish his residence by causing himself to be registered in the precinct where he shall claim

to reside, in the manner and at the time required herein, nor shall any ballot be received by the judges at any election under any pretence whatever, unless the name of the person offering such ballot shall have been entered on both of the registers of the precinct in which he claims to vote, as herein provided. And it shall be the duty of every elector resident in any such city to see that his name has been so registered. But any elector in any such city who is prevented by sickness or physical disability from appearing before the registrars, at the place in his election precinct, on the days for general registration hereby appointed, may apply to such registrars on either of said days by his affidavit, made before any judge or justice of the peace or notary public in such city, and containing a full and proper answer under all the heads or columns required for registration, and transmit the same to such registrars by a credible person, who is an elector of such precinct, and personally cognizant of the sickness and disability of such applicant, and of the facts stated in such affidavit, and who shall be examined by such registrars, under oath, in the premises. And if satisfied that such applicant is a resident of such precinct, and that he is then, or on the day of the next election, will be qualified to vote in such precinct, but not otherwise, such registrars shall enter said applicant as registered, and in the column for signatures enter the word "affidavit," and transmit the affidavit, with the registers, to the judges of election, and such registration shall be sufficient.

Registration of persons disabled by sickness, etc.

Sec. 2926o. On the day of the November election in every year, and of any other election, the polls in each and every precinct in cities of the first and second class, shall be opened by the judges of elections appointed and organized as in this act provided, by proclamation made by the chairman, at the hour of six o'clock in the morning, and shall be closed by proclamation, at the hour of four o'clock in the afternoon in cities of the first grade of the first class, and at the hour of six o'clock in the afternoon in cities of the second, third and fourth grades of the first class, and in cities of the second class. The registrars acting as judges shall punctually, at the hour of opening the polls, attend and produce at the polling places in the several precincts, the registers' affidavit of sick or absent electors and accompanying papers, and also the duplicate certified list of electors, prepared by them as herein required. The chairman of the board shall at once designate two members of the board of judges of different political parties, each to hold and to have charge of one of the said duplicate lists; no ballot shall be deposited in the ballot box, until the name of the elector offering it, shall first have been stated by him, and announced aloud by the judge holding the ballot, nor until it shall have been found on both such lists, and so announced by both of the judges holding such lists. Every ballot must be put in the ballot box by the judge who receives it from the elector; and such judge and the ballot box must always be so placed, and the ballot be so held forth by the judge, that it shall be in full view of the elector, until actually put into the box. For any willful violation or evasion of this rule by any such judge, he shall at

Opening and close of polls.

Duty of registrars.

Location of ballot-box.

once be expelled from his office by the other three judges, and the vacancy filled in the manner provided by section 2926e and immediately upon the depositing of the ballot in the box each of the said judges shall check off the name of such elector on the duplicate list, held by him, by placing a "V" distinctly with ink in the column under the word "voted," and in the line with the elector's name; provided, that it shall be unlawful for any judges or clerks of election, or of any of the witnesses or challengers, admitted into the polling rooms at the election, at any time while the polls are open, to have in his possession, or to distribute, or to give out any ballot or ticket to any person on any pretense, nor during the counting or certifying of the votes, to have any ballot or ticket in his possession or control, except in the proper discharge of his duty, in receiving, counting or canvassing the votes as required by law; but this prohibition shall not extend to the lawful exercise by any judge or clerk of elections, or witness, or challenger aforesaid, of his individual right to vote at such election. Any registered elector, when offering to vote, may nevertheless be challenged by an elector as a non-resident, or for any of the causes allowed by law, and he shall be sworn and the same proceeding thereupon had as in other cases; in all cases of challenge, the judges holding the duplicate lists aforesaid, shall note the word "sworn" opposite the name of the person challenged. And except as otherwise required herein, the judges of elections appointed, as herein provided, shall have the same powers and discharge all the duties conferred or required by the general laws of the state regulating elections. But except where some authority or duty is herein allotted to one of said judges, no order or action on their part shall be of any validity without the concurrence of three members of said board of judges in any precinct.

Challenges.

Salaries of members of board of elections.

Sec. 2926*t*. Each member of the board of elections appointed under this act, in cities of the first grade in the first class, shall be allowed and paid a salary of one thousand dollars ($1,000) per annum, in cities of the second grade in the first class, a salary of six hundred dollars ($600) per annum. And in cities of the third and fourth grades in the first class and the first and second grades, of the second class, a salary of four hundred dollars ($400) per annum, payable quarterly and in cities of the third grade in the second class a salary of $200 per annum, payable quarterly, and in cities of the fourth grade in the second class a salary of fifty dollars ($50) per annum, payable semi-annually. The secretary of the board of elections in cities of the first grade in the first class, shall be allowed and paid a salary of two thousand and four hundred dollars ($2,400) per annum, in monthly payments, and in cities of the second grade in the first class, a salary of two thousand dollars ($2,000) per annum, in monthly payments and in cities of the third grade in the first class, six hundred dollars ($600) per annum, in monthly payments, and in cities of the first and second grades, second class, a salary of five hundred dollars ($500) per annum, in monthly payments and in cities of the third grade in the second class a salary of $200 per annum, and such additional sum not exceeding one

Salary of secretary.

hundred and fifty dollars per annum, as the board may allow, payable quarterly, and in cities of the fourth grade in the second class a salary of one hundred dollars ($100) per annum, payable quarterly, which salaries shall be paid from the city treasury, upon orders certifying the said services, signed by the president and secretary, to the city comptroller, city auditor, or city clerk of such city. The registrars of each election precinct shall be allowed and paid three dollars per day, and no more, nor for more than six days in any one election, for their services as registrars. The judges of election, including the registrars as such, and the clerks of elections so appointed, shall each of them be allowed and paid five dollars for each election at which they serve, and no more, either from the city or county, except that in cities of the third and fourth grades in the second class they shall each be allowed and paid three dollars for each election at which they serve, and no more, either from the city or county. But no registrar, judge, or clerk shall be entitled to the compensation so fixed, except upon the allowance and order of the board of elections, made at a joint session, certifying that each has fully performed his duty according to law as such, and stating the number of days' service actually performed by each, and signed by the president and secretary of the board to the city comptroller, city clerk, or city auditor of such city, but for all general elections, other than municipal, the county in which such city is located shall pay the general expenses of such registration and election; and such allowance and order for such expenses and compensation to such registrars, judges, and clerks shall be signed by the president and secretary of such board to the county auditor of such county, who shall issue his warrants upon the county treasurer for such amount.

Compensation of registrars, judges and clerks.

When expenses of registration to be paid by county.

Sec. 2926*o*. The preceding provisions shall extend to the April election, or any other public election authorized by law to be held in any city of the first and second class, as follows:

April and other elections.

1. There shall be no general registration, as provided in sections 2926*h* and 2926*i*, except that on Friday and Saturday in the second week before any such election, the registrars for each precinct shall obtain the last preceding registers made by them from the board of elections, and attend at the place in such precinct appointed for the registration of electors, between the hours herein directed for the purpose, and receive applications for registrations by such qualified electors residing therein as are not already registered, and if qualified, shall enter the same in the registers, subject to the same rules and conditions as herein prescribed as to general registration; and on such days shall also perform the same duties as prescribed in section 2926*m*. Between the first day of March and the Thursday in the second week before the April election, the secretary of the board of elections shall be the registering officer, and shall perform the duties required in section 2926*h*, both as to electors who will be absent, and as to affidavits of absentees; and on the days for revisions of the registration, the registrars shall receive affidavits of sick or disabled electors as required in section 2926*i*. The board of elections may, during the week previous to the April elec-

Registration for such elections.

tion, issue orders for registration, which orders, if prese
at the meeting for organization, held Saturday evening be
the April election, shall be received by the registrars an
disposed of as required in section 2926*m*. And any addit
or changes then entered by them in their registers, shall
be made in the duplicate list of voters, which, after b
carefully prepared with the registers and [with] each o
shall be produced by them, together with the registers of s
precinct, at the opening of the polls on the day of elect
and then be used, applied and disposed of by the judge
all respects as directed in section 2926*o*.

Changes in and additions to register.

Organization of board of judges.

2. At seven o'clock in the evening of the Saturday
preceding any such election, the registrars for each and e
precinct and the other two judges of election shall meet at
polling place therein appointed for such election, and s
then and there organize as a board of judges and perform
other duties prescribed in section 2926*n*, and in the man
therein directed.

Poll-books.

3. The poll-book required by section 2926*q* to be d
ered by the judges of election to the clerk of the court of c
mon pleas, shall be addressed by them to the "board of
vassers" of such city, and not of the county, and delivere
the city clerk of such city, and not to the clerk of [the court
common pleas.

Board of canvassers.

4. The board of canvassers of elections in each such
shall be composed of the said board of elections and of
city clerk of such city. Within four days after the April
tion in such city, every year, or after any special election,
said "board of canvassers" shall meet at the office of
board of elections of such city, at ten o'clock in the foren
at the call of the chairman of the said board of elections,
organize by electing a chairman and a secretary; the ret
received by the city clerk shall then be produced by him
opened and canvassed by the board of canvassers as prescri
in section 2926*r*, and by law.

New wards and precincts.

5. Whenever a new ward has been created, or the bou
aries of any ward or precincts have been changed after
general registration and before the April election followin
shall be the duty of the board of elections to appoint elec
officers, re-arrange the voting precincts, provide for registra
of electors not already registered, make new registers and
tify the registration of registered electors whose voting
cinct has been changed, and make all necessary arrangem
and regulations for holding elections in such new or alt
wards and precincts; provided, that the right of any regist
elector to vote shall not be prejudiced by any error in mak
out the certified lists of registered voters.

SECTION 2. That said sections 2926 and 2926*v*, as amen
March 14, 1888 (85 v., p. 85), said section 2926*c*, as amen
April 16, 1888, said sections 2926*a*, 2926*b*, 2926*o* and 2926
amended March 16, 1887 (84 v., p. 119), and sections 2
and 2926*j*, as amended May 19, 1886 (83 v., p. 211), be and
same are hereby repealed; provided, that nothing herein

tained shall operate or be construed to vacate any appointments heretofore made by virtue of the provisions of the acts to which this act is amendatory; and provided, that the provisions of this act shall not apply to any city of any grade having a population at the last federal census of less than nine thousand.

SECTION 3. This act shall take effect on its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 13, 1889.

[Senate Bill No. 483.]

AN ACT

To give consent to the purchase, by the United States, of a site for the erection of a public building in Portsmouth, Ohio, and ceding jurisdiction over the same.

Giving consent to purchase by the United States of a site for a public building at Portsmouth.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the consent of the state of Ohio is hereby given to the purchase, by the United States of America, of one or more pieces of land, situate in the city of Portsmouth, Scioto county, Ohio, not exceeding one acre in quantity, more fully described as follows: Being situate on Chillicothe street, between Sixth and Gallia, having a frontage of one hundred and twenty-two (122) feet on Chillicothe street, by one hundred and ten (110) feet each on Sixth and Gallia streets, on which to erect a public building and appurtenances, for the use and accommodation of the post-office, internal revenue office, pension office, and for other government uses; and the said United States shall have, hold, use, occupy and own the said land, when purchased, and exercise exclusive jurisdiction and control over the same, and each and every part thereof, subject to the restrictions herein mentioned.

SECTION 2. The jurisdiction of the state of Ohio, in and over the land mentioned in this act, when purchased by the United States, shall be and the same is hereby ceded to the United States, to continue so long and no longer, than the United States shall own and occupy the said land.

SECTION 3. The said consent is given, and the said jurisdiction ceded, upon the express condition that the state of Ohio shall retain concurrent jurisdiction with the United States, in and over said land, so far as that all civil process, in all cases, and such criminal and other process as may issue under the laws or authority of the state of Ohio, against any person or persons charged with any crime, misdemeanor or offense, committed within said state, including said land, may be served and executed therein, in the same way and manner as if such consent had not been given, or jurisdiction ceded,

except so far as such process may affect the real or pe
property of the United States; and also upon the furthe
dition that all persons who are now residing, or shall he
reside upon said land so acquired, shall, subject to the g
laws of this state, be deemed and held to be citizens
state of Ohio, entitled to all the privileges, and subject
the liabilities and duties of citizens of this state; and th
ing possession of said lands by the United States shall be
and held as an acceptance, on the part of the United S
of all the stipulations, conditions and terms of this act.

SECTION 4. The jurisdiction ceded by this act sha
vest until the United States has acquired the title of said
by purchase or otherwise; so long as said lands shall r
the property of the United States, and no longer, the
shall be exempted from all taxes, assessments and
charges which may be levied or imposed under the aut
of this state.

SECTION 5. This act shall take effect from its passa

ELBERT L. LAMPSON
Speaker of the House of Represen
WM. C. LYON
President of the S

Passed March 12, 1889.

[Senate Bill No. 393.]

AN ACT

To amend section two of an act entitled "an act to provide for the
lishment and maintenance of a home for disabled and indig
soldiers, sailors, and marines of Ohio," passed April 30, 1886
107).

SECTION 1. *Be it enacted by the General Assembly of th
of Ohio*, That section two of the act entitled "an act to p
for the establishment and maintenance of a home for di
and indigent ex-soldiers, sailors and marines of Ohio,"
April 30, 1886, be amended so as to read as follows:

Who entitled to admission.

Sec. 2. All honorably discharged soldiers, sailor
marines, who have served the United States governme
any of its wars, and who are citizens of Ohio at the date
passage of this act, and all soldiers of the national gu
Ohio, who have heretofore, lost, or may hereafter lose a
or leg, or his sight, while in the line and discharge of
who are not able to support themselves, and are not e
to admission to the national military homes, or can no
admission thereto, may be admitted to the home nam
the preceding section, under such rules and regulations a
be adopted by the board of trustees hereinafter provide
provided, that as to honorably discharged soldiers who
served the United States government, preference shall be
to those who served in Ohio military organizations.

SECTION 2. That original section two of said act is hereby repealed.

SECTION 3. This act shall take effect upon its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 13, 1889.

[Senate Bill No. 614.]

AN ACT

To amend section 3320 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 3320 of the Revised Statutes of Ohio be so amended as to read as follows:

Sec. 3320. Each company shall cause three, each way, of its regular trains carrying passengers, if so many are run daily, Sundays excepted, to stop at a station, city, or village, containing over three thousand inhabitants, for a time sufficient to receive and let off passengers; if a company, or any agent or employe thereof, violate, or cause or permit to be violated, this provision, such company, agent, or employe shall be liable to a forfeiture of not more than one hundred nor less than twenty-five dollars, to be recovered in an action in the name of the state, upon the complaint of any person, before a justice of the peace of the county in which the violation occurs, for the benefit of the general fund of the county; and in all cases in which a forfeiture occurs under the provisions of this section, the company whose agent or employe caused or permitted such violation shall be liable for the amount of the forfeiture, and the conductor in charge of such train shall be held, prima facie, to have caused the violation.

Passenger trains must stop at certain stations.

SECTION 2. Said original section 3320 is hereby repealed; and this act shall take effect from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 13, 1889.

[Senate Bill No. 598.]

N ACT

To authorize municipal corporations within counties containing a city of the second grade of the first class, whose boundary line is, in whole or in part, within the lines of a street or streets, to make certain improvements therein.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That whenever, in any county containing a city of the second grade of the first class, any part of the boundary

How certain improvements made in Cleveland.

line of two municipal corporations is within a street or stre
and it becomes necessary, in the opinion of the council
such municipal corporations, to grade, drain, curb, gra
pave or construct a sewer in such street or streets, or ot
wise improve the same, it shall be lawful, and such corp
tions are hereby authorized to agree upon the terms, locat
and construction of the same, and jointly to make and
struct such improvements, or any one or more of them, in
street or streets, for common use.

Providing for assessments, etc.

SECTION 2. For the purpose of making such impr
ments, or any of them, the council of each such munic
corporation shall pass the necessary resolutions and o
nances, provide the necessary plans and specifications, prov
by proper resolutions and ordinances, for the assessmen
the cost of the same, not exceeding the amount now or h
after allowed by law; all which resolutions and ordinan
the providing of plans and specifications, the making of
assessment for the payment of the costs thereof and the su
vision and control of said improvements shall be done
made under the laws now in force, or which shall hereafter b
force, in such municipal corporations, respectively, in relatio
the making of said improvements; provided, however, tha
the advertisement for and receiving of bids for the construc
of said improvement or improvements, and the making of
contracts in relation thereto, the same shall be in the j
names of such corporations; provided, further, that each
poration shall be liable for such proportion of the cost of
improvement or improvements as shall be specified in
ordinances for the making of said improvement or impr
ments; and provided, further, that assessments for the
ment of the cost thereof shall be made by such corporati
respectively, as assessments for like improvements are m
whose limits are wholly in such corporation.

SECTION 3. This act shall take effect and be in f
from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representat
WM. C. LYON,
President of the Se

Passed April 13, 1889.

[Senate Bill No. 584.]

AN ACT

To amend section four thousand and ninety-eight (4098) of the Re
Statutes of Ohio, as amended April 18, 1881 (O. L., vol. 78, p. 17

SECTION 1. *Be it enacted by the General Assembly of the*
of Ohio, That section four thousand and ninety-eight (4
of the Revised Statutes of Ohio, as amended April 18,
(O. L., vol. 78, page 178), be so amended as to read as follo

Board of directors; how appointed.

Sec. 4098. The custody and management of any and all estates, property, or funds so given, or transferred in trust to said city, and the entire administration of any and all such trusts so accepted by the common council thereof, and any university, college, or institution for the promotion of education heretofore or hereafter so founded in or by said city, except the common and high schools thereof, shall be committed to a board of nineteen directors, of whom the mayor of the city shall be one, and the others shall be appointed by the common council from persons of approved learning, discretion, and fitness for the office, six of whom shall be appointed from persons nominated to the common council by the board of education of the city, and twelve from persons nominated to the common council by the superior court of said city, if there be such court; the term of office of each director shall be six years. Such directors shall serve until the election or qualification of their successors; and any vacancy in the board caused by expiration of term, resignation, removal, or any other cause, shall be filled by appointment herein provided for the unexpired term. The board of directors shall, at the first regular meeting in January, elect a chairman, who is hereby authorized to administer the oath of office to any director so appointed.

This act not to affect present directors.

SECTION 2. Section four thousand and ninety-eight (4098) of the Revised Statutes is hereby repealed; and this act shall take effect and be in force from and after its passage, but shall not be construed to affect the term of any director appointed under the section of the Revised Statutes hereby repealed.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 13, 1889.

[Senate Bill No. 554.]

AN ACT

To amend section 3835*d* of the Revised Statutes of Ohio, relating to building and loan companies.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 3835*d* be so amended as to read as follows:

Taxation of building association stock.

Sec. 3835*d*. The shares and loans advanced to its members shall be exempt from taxation, except shares or stock upon which no loans have been made or money advanced by the company, shall be considered and held as credits, and the said members individually shall list for taxation the number of shares held by them, and the true value thereof in money, on the day preceding the second Monday in April in each year, and the same shall be assessed at such valuation for taxation and taxes as other property.

line of two municipal corporations is within a street or s
and it becomes necessary, in the opinion of the coun
such municipal corporations, to grade, drain, curb, g
pave or construct a sewer in such street or streets, or
wise improve the same, it shall be lawful, and such co
tions are hereby authorized to agree upon the terms, loc
and construction of the same, and jointly to make an
struct such improvements, or any one or more of them, i
street or streets, for common use.

Providing for assessments, etc.

SECTION 2. For the purpose of making such im
ments, or any of them, the council of each such mu
corporation shall pass the necessary resolutions and
nances, provide the necessary plans and specifications, pr
by proper resolutions and ordinances, for the assessm
the cost of the same, not exceeding the amount now o
after allowed by law; all which resolutions and ordin
the providing of plans and specifications, the making
assessment for the payment of the costs thereof and the
vision and control of said improvements shall be don
made under the laws now in force, or which shall hereafte
force, in such municipal corporations, respectively, in rela
the making of said improvements; provided, however,
the advertisement for and receiving of bids for the constr
of said improvement or improvements, and the making
contracts in relation thereto, the same shall be in the
names of such corporations; provided, further, that ea
poration shall be liable for such proportion of the cost
improvement or improvements as shall be specified
ordinances for the making of said improvement or im
ments; and provided, further, that assessments for th
ment of the cost thereof shall be made by such corpor
respectively, as assessments for like improvements are
whose limits are wholly in such corporation.

SECTION 3. This act shall take effect and be in
from and after its passage.

NOAH H. ALBAUGH
Speaker pro tem. of the House of Represen
WM. C. LYO
President of the

Passed April 13, 1889.

[Senate Bill No. 584.]

AN ACT

To amend section four thousand and ninety-eight (4098) of the
Statutes of Ohio, as amended April 18, 1881 (O. L., vol. 78, p.

SECTION 1. *Be it enacted by the General Assembly of th
of Ohio*, That section four thousand and ninety-eight
of the Revised Statutes of Ohio, as amended April 18
(O. L., vol. 78, page 178), be so amended as to read as fo

Board of directors; how appointed.

Sec. 4098. The custody and management of any and all estates, property, or funds so given, or transferred in trust to said city, and the entire administration of any and all such trusts so accepted by the common council thereof, and any university, college, or institution for the promotion of education heretofore or hereafter so founded in or by said city, except the common and high schools thereof, shall be committed to a board of nineteen directors, of whom the mayor of the city shall be one, and the others shall be appointed by the common council from persons of approved learning, discretion, and fitness for the office, six of whom shall be appointed from persons nominated to the common council by the board of education of the city, and twelve from persons nominated to the common council by the superior court of said city, if there be such court; the term of office of each director shall be six years. Such directors shall serve until the election or qualification of their successors; and any vacancy in the board caused by expiration of term, resignation, removal, or any other cause, shall be filled by appointment herein provided for the unexpired term. The board of directors shall, at the first regular meeting in January, elect a chairman, who is hereby authorized to administer the oath of office to any director so appointed.

This act not to affect present directors.

SECTION 2. Section four thousand and ninety-eight (4098) of the Revised Statutes is hereby repealed; and this act shall take effect and be in force from and after its passage, but shall not be construed to affect the term of any director appointed under the section of the Revised Statutes hereby repealed.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 13, 1889.

[Senate Bill No. 554.]

AN ACT

To amend section 3835*d* of the Revised Statutes of Ohio, relating to building and loan companies.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 3835*d* be so amended as to read as follows:

Taxation of building association stock.

Sec. 3835*d*. The shares and loans advanced to its members shall be exempt from taxation, except shares or stock upon which no loans have been made or money advanced by the company, shall be considered and held as credits, and the said members individually shall list for taxation the number of shares held by them, and the true value thereof in money, on the day preceding the second Monday in April in each year, and the same shall be assessed at such valuation for taxation and taxes as other property.

SECTION 2. That original section 3835*d*, passed M
1886 (83 vol., 117), be and the same is hereby repealed.

SECTION 3. This act shall be in force on and aft
passage.

NOAH H. ALBAUGH
Speaker pro tem. of the House of Represent
WM. C. LYON
President of the S

Passed April 13, 1889.

[Senate Bill No. 493.]

AN ACT

To amend section 3773 of the Revised Statutes.

SECTION 1. *Be it enacted by the General Assembly of th*
of Ohio, That section 3773 of the Revised Statutes of
be so amended as to read as follows:

When and how religious corporation may sell cemetery grounds.

Sec. 3773. When a religious corporation or society
any lands within the limits of any city or village whic
been used as a cemetery, and interments in which have
prohibited by the ordinances of such municipal corporatio
trustees, wardens, vestry, or other officers intrusted wit
management of the property of such corporation or so
may file a petition in the court of common pleas of the co
where such property is situate, setting forth therein a de
tion of the property, the existence of such ordinance, an
names of all persons holding burial privileges in such
tery, so far as known to them, and if such privileges are
by persons whose names are unknown to them, the facts
same shall also be stated, and asking that the value, if a
such burial privileges shall be determined by the court
the direction of the court as to the removal of the b
interred in such cemetery to other cemeteries, and for an
to sell such property free from such burial privileges. N
of the filing of such petition shall be given by publicati
some newspaper printed and of general circulation in
county where it is filed, for four consecutive weeks, se
forth the object and prayer thereof, and that any pe
claiming an interest in the subject-matter of the petitio
burial privileges in such cemetery, may appear and fi
answer therein within six weeks from the date of the
publication of such notice, and after which such case
stand for hearing; and if, upon final hearing of the ca
shall be made to appear that such cemetery is as abov
scribed, the court shall proceed, with or without the aid
jury, as the parties appearing may elect, and hear and
mine the value, if any, of such burial privileges, and
that the corporation or society shall pay any amount so
tained to the holder of such privilege, and the court

order said cemetery property sold, free from such burial privileges, and may direct a subdivision of same into lots for the purpose of sale, and shall direct the application of the money arising therefrom to such uses of such corporation or society, for pious or educational purposes, as the trustees, wardens, vestry, or other officers conceive to be most for the interest of the corporation or society to which the cemetery so sold belonged; but such sale shall not be made until the bodies interred therein are removed to other cemeteries, as directed by the court on the final hearing of the case; provided, that any holder of such burial privilege who may not have appeared in such proceeding, and who has not waived his right to receive compensation for same, may assert his right to receive from such society or corporation compensation therefor, within five years after the final entry to such proceedings.

SECTION 2. That said original section 3773 be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 13, 1889.

[House Bill No. 942.]

AN ACT

To authorize the Gettysburg memorial commission to have printed additional copies of its report, and make an appropriation therefor.

Authorizing the printing of additional reports of the Gettysburg memorial commission.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the Gettysburg memorial commission is hereby authorized to have printed three thousand (3,000) additional copies of the official report of said commission, in the manner and form provided for in an act passed March 30, 1888, entitled "an act to authorize the Gettysburg memorial commission to publish its report in pamphlet form, and making an appropriation therefor."

The distribution of the same.

SECTION 2. The distribution of said additional copies, when printed, shall be as follows: Two thousand five hundred (2,500) copies by the general assembly, and five hundred (500) copies by the adjutant-general.

SECTION 3. Said commission is hereby authorized to pay the expense of printing said additional copies of said report out of the unexpended balance appropriated by the act passed April 21, 1886, entitled "an act to amend and supplement an act to appropriate money to purchase lands upon which to

erect a monument to the memory of the soldiers of Ohio died upon the field of Gettysburg."

SECTION 4. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representa
THEO. F. DAVIS,
President pro tem. of the Se

Passed April 13, 1889.

[House Bill No. 1015.]

AN ACT

To amend section 4443 of the Revised Statutes of Ohio, as amended M 12, 1886.

SECTION 1. *Be it enacted by the General Assembly of the of Ohio*, That section 4443 of the Revised Statutes of Ohi amended March 12, 1886, be so amended as to read as foll

Standard weight of bushel.

Sec. 4443. A bushel of the respective articles herein mentioned shall mean the amount of weight, avoirdupoi this section specified, viz.:

Of wheat, sixty pounds.
Of rye, fifty-six pounds.
Of oats, thirty-two pounds.
Of clover seed, sixty pounds.
Of timothy seed, forty-five pounds.
Of hemp seed, forty-four pounds.
Of millet seed, fifty pounds.
Of buckwheat, fifty pounds.
Of beans, sixty pounds.
Of peas, sixty pounds.
Of hominy, sixty pounds.
Of Irish potatoes, sixty pounds.
Of sweet potatoes, fifty pounds.
Of onions, fifty pounds.
Of dried peaches, thirty-three pounds.
Of dried apples, twenty-two pounds.
Of flax seed, fifty-six pounds.
Of barley, forty-eight pounds.
Of malt, thirty-four pounds.
Of Hungarian grass seed, fifty pounds.
Of lime, seventy pounds.
Of coke, forty pounds.
Of bituminous coal, eighty pounds.
Of cannel coal, seventy pounds.
Of corn, shelled, fifty-six pounds.

Of corn, in the ear, sixty-eight pounds.
Of tomatoes, fifty-six pounds.
Of apples, forty-eight pounds.
Of peaches, forty-eight pounds.
Of turnips, sixty pounds.
Of carrots, fifty pounds.
Of beets, fifty-six pounds.

SECTION 2. That section 4443 of the Revised Statutes of Ohio, as amended March 12, 1886 (83 v., O.L., 31), be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 13, 1889.

[House Bill No. 1174.]

AN ACT.

To amend section 5 of an act entitled "an act to provide for the construction of trunk sewers in cities of the first grade of the first class," passed March 12, 1887 (84 O. L., 75).

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section 5 of an act entitled "an act to provide for the construction of trunk sewers in cities of the first grade of the first class," passed March 12, 1887, be amended so as to read as follows:

Powers and duties of board of public affairs in making such improvement.

Sec. 5. In making such improvements the board of public affairs shall be governed by the laws relating to the construction of sewers in such cities, and the condemnation and appropriation of private property therefor, except that said board of public affairs shall have and exercise all the powers and perform all the duties of council in the prosecution of said work or furnishing material therefor, the making and levying assessments therefor, the enforcement and collection thereof, the certificates of any unpaid assessment to the county auditor to be placed upon the tax list, the payment to contractors for the construction of such sewers, and the appropriating, entering upon and taking private property for the purposes of such sewers and obtaining rights of way therefor; said board of public affairs shall have and exercise all the powers now vested in council, and shall be subject to all the restrictions and regulations now imposed upon said board of public affairs in cases where any improvement by sewerage or appropriation of private property therefor has been ordered or made by council, except as herein altered or amended; it

being the intention and meaning hereof, that in al
provements it shall not be necessary to have the
concurrence of council in any of said proceedings.

SECTION 2. That said section 5 of the act en
act to provide for the construction of trunk sewers i
the first grade of the first class," passed March 12, 18
the same is hereby repealed; and this act shall take
be in force from and after its passage.

ELBERT L. LAMP
Speaker of the House of Repr
THEO. F. DA
President pro tem. of

Passed April 13, 1889.

[House Bill No. 1253.]

AN ACT

To amend section 995 of the Revised Statutes of Ohio, as am
21, 1886.

SECTION 1. *Be it enacted by the General Assembly of Ohio*, That section 995 of the Revised Statutes o
amended April 21, 1886, be amended so as to read a

Organization of board; its duties etc.

Sec. 995. The members of such board shall, o
Tuesday of January, annually, assemble and orga
shall meet thereafter on the second and fourth Tu
each month; a majority of the whole number of
shall be necessary to constitute a quorum for the tr
of business, and all their proceedings shall be pul
shall determine the rules of their proceedings, and th
as far as possible, be in accordance with parliamen
they shall keep a journal of their proceedings, whic
open at all proper times to the inspection of the pu
may compel the attendance of absent members in su
ner as they prescribe; they shall elect from their ov
president, who shall preside at their meetings, and
elect a president pro tempore. The members of the
control shall receive no compensation for their servi
shall elect a clerk, and said clerk shall be entitled to
salary at the rate of twelve hundred dollars per annu
services, who shall keep a correct journal of all th
ings of said board of control, and perform such oth
as are required by the regulations and rules of the bo
clerk shall hold his office until his successor is el
qualified.

SECTION 2. That said section 995, as amended
1886, of the Revised Statutes of Ohio, is hereby repe

CTION 3. This act shall take effect and be in force
d after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

sed April 13, 1889.

[House Bill No. 383.]

AN ACT

To amend section 2412 of the Revised Statutes.

CTION 1. *Be it enacted by the General Assembly of the State* That section 2412 of the Revised Statutes be amended read as follows:

. 2412. If there is any surplus, after paying the expenses ucting and managing the water-works, and the repair ame, such surplus may be applied to the enlargement nsion of the works of the reservoirs, the payment of the of any loan made for their construction, or for the of a sinking fund for the liquidation of the debt; pro- hat in cities of the second grade of the first class, such shall be first applied, so far as necessary, to the pay- the interest of any loan made for the construction, on or enlargement of the works or reservoirs; and the authorized to be levied and assessed for water-works shall be applied by the council to the creation of a fund, for the payment of the indebtedness incurred for struction and extension of water-works, and for no urpose whatever. Disposition of surplus.

CTION 2. Said original section 2412 of the Revised is hereby repealed.

CTION 3. This act shall take effect and be in force d after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

sed April 15, 1889.

[House Bill No. 736.]

AN ACT

To amend section 4977 of the Revised Statutes of Ohio, as amende
14, 1886.

SECTION 1. *Be it enacted by the General Assembly of t*
of Ohio, That section 4977 of the Revised Statutes of O
amended April 14, 1886, be so amended as to read as foll

Limitation of actions for recovery of realty.

Sec. 4977. An action for the recovery of the title
session of real property, can only be brought within t
one years after the cause of such action accrues; and
ever any of the streets or alleys or any part or parts there
[laid] out and shown on the recorded plat or plats of an
or villages in the state of Ohio, shall not have been
to the public use and occupancy of the citizens of said
or villages, or other person or persons, and said streets o
thereof not opened to public use as aforesaid shall hav
enclosed by a fence by the owner or owners of the inlot
[or] outlots lying on, adjacent to, or along such streets o
or parts thereof not opened as aforesaid, and remained
open uninterrupted use, adverse possession and occupa
such owner or owners of such lot or lots lying on, adjac
or along such streets or alleys for the period of twenty-one
and which said streets, alleys, inlots or outlots, shall
and parcel of the tract of land lain [laid] out into such
alleys and lots, by the original proprietor or proprietor
ing out said streets, alleys and lots, the public easement
shall be and the same hereby is extinguished, and th
of said cities or villages, the citizens thereof or other
or persons, and the council of said cities or villages an
authorities thereof to the use, control or occupancy of so
of said streets and alleys as has been fenced up, used, po
and occupied as aforesaid is barred to said cities, villag
the citizens thereof and other person or persons except
owners of said inlots or outlots lying on, adjacent to, o
said street or streets, alley or alleys, who have occupie
streets or alleys or parts thereof in manner aforesaid.

SECTION 2. That said original section 4977, as am
April 14, 1886, be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in forc
and after its passage.

ELBERT L. LAMPSO
Speaker of the House of Represen
WM. C. LYO
President of the

Passed April 15, 1889.

[House Bill No. 995.]

AN ACT

To amend section 6871 of the Revised Statutes.

ION 1. *Be it enacted by the General Assembly of the State* That section 6871, as amended April 11, 1888 (85 v., mended so as to read as follows:

Mines; penalty for injuring.

6871. Whoever knowingly violates any of the pro- f sections two hundred and ninety-seven, two hun- d ninety-eight, two hundred and ninety-nine, ndred, three hundred and one, three hundred and three hundred and five, or does any act the life or health of the persons, or the security of e and machinery are endangered, or any miner or son, employed in any mine governed by the statute, ntionally and willfully neglects or refuses to securely roof of any working place under his control, or neg- efuses to obey any order given by the superintendent e, in relation to the security of the mine in the part here he is at work, and for fifteen feet back from the s working place, or any miner, workman or other per- shall knowingly injure any water gauge, barometer, air r brattice, or shall obstruct or throw open any air shall handle or disturb any part of the machinery of ing engine, or open a door of the mine and not have closed again, whereby danger is produced either to or those that work therein, or who shall enter any he mine against caution, or who shall disobey any en in pursuance of this act, or who shall do any will- whereby the lives and health of persons working in , or the security of the mine, or the machinery there- langered, or any person having charge of a mine, r loss of life occurs by accident connected with the of such mine, or by explosion, who neglects or refuses otice thereof forthwith, by mail or otherwise, to the pector of mines, and to the coroner of the county in ch mine is situate, or any such coroner who neglects s to hold an inquest upon the body of the person eath has been thus caused, and return a copy of his and all the testimony to the inspector, shall be t less than fifty dollars, or imprisoned in the county more than thirty days, or both. The owner, agent, or of every coal mine shall keep a supply of timber ly on hand, and shall deliver the same to the working the miner, and no miner shall be held responsible for s which may occur in mines where the provisions of ion have not been complied with by the owner, agent, tor thereof.

TION 2. Section 6871, as amended April 11, 1888, be same is hereby repealed.

SECTION 3. This act shall take effect and be in fo from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representati
WM. C. LYON,
President of the Sen

Passed April 15, 1889.

[House Bill No. 1092.]

AN ACT

To amend an act entitled "an act for the protection of fair grounds other enclosures and property therein, and punish offenders and passers thereon," passed May 1, A. D. 1885 (82 O. L., 208).

Trespass.

SECTION 1. *Be it enacted by the General Assembly of the S of Ohio*, That section one of an act entitled "an act for protection of fair grounds and other inclosures, and the pr erty therein, and to punish offenders and trespassers thereo passed May 1, 1885, be amended so as to read as follows:

Sec. 1. That whenever any person or persons, corpo tion or association, whether incorporated or otherwise, sh be possessed of, as owners, or shall have the lawful c tody of any tract or parcel of land within this state, for purpose of an agricultural or other fair grounds, or for purpose of meetings of pioneers, or for public or private en tainments or other lawful assemblages, or for the protectio trees, plants and shrubs, or either of them, or the fruits a products thereof, or for any one or all of said purposes, it sh be unlawful for any person or persons to enter or go up said grounds, either through or over any fence, or in any ot manner, without the consent and permission of the owner owners thereof, or other person having lawful control of same, or in violation of the regulations of the same.

Penalty.

Sec. 2. Whoever shall willfully, and in violation of provisions of section one of this act, enter or go upon any la referred to in said section one, or shall injure or destroy a tree, plant, shrub or other property thereon, or shall take carry away fruit, nut or other thing of value, or shall w fully damage or destroy any fence enclosing said lands, sh on conviction thereof be fined in any sum not exceeding th hundred dollars nor less than five dollars, or be imprisoned the jail of the proper county, or in any city, town, or vill prison or lockup (when the offense shall have been commit within the corporate limits thereof), for any period not exce ing three months, and until said fine and costs are paid, both fine and imprisonment, at the discretion of the cou and shall moreover be liable, in a civil action to the pa damaged thereby, in double the value of the property tak carried away or destroyed, and in double the amount of damage thereto, to be recovered before a justice of the pe or other court of competent jurisdiction.

TION 2. That said original sections one and two of are hereby repealed.

TION 3. That this act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

ed April 15, 1889.

[House Bill No. 1163.]

AN ACT

ppropriations for the last three-quarters of the fiscal year ending nber 15, 1889, and the first quarter of the fiscal year ending Feb- 15, 1890.

TION 1. *Be it enacted by the General Assembly of the State* That there be and hereby are appropriated out of any in the treasury to the credit of the general revenue t otherwise appropriated, the following sums, for the hereinafter specified, to-wit: General appropriations.

Adjutant-General's Department:

ry of assistant clerk, four hundred dollars ($400.00).
ry of four transcribing clerks, thirty-five hundred dol- 00.00).
tingent expenses and inspection, eleven hundred dol- 100.00).
airs of state arsenal, one hundred and fifty dollars).
e of military stores and freight on arms, eight hundred $800.00).
making soldiers' roster Ohio troops for publication, housand dollars ($11,000.00).
shipping roster Ohio troops, eleven hundred dollars 0).
publishing roster of Ohio troops, twenty thousand dred dollars ($20,500.00).
pet and chairs, one hundred dollars ($100.00).
eran medals, ten dollars ($10.00).

Ohio National Guard:

ense court-martial, one hundred dollars ($100.00).
O. N. G. in camp, thirty-three thousand dollars .00).
nsportation O. N. G., eleven thousand dollars .00).

General appropriations.

Subsistence O. N. G., twelve thousand dollars ($12,00

Incidental expenses military companies, thirteen
sand eight hundred dollars ($13,800.00).

Horse hire for batteries, forty-three hundred and ni
five dollars ($4,395.00).

Uniforms O. N. G., ninety-seven hundred and fifty d
($9,750.00).

Overcoats and blankets, four thousand dollars ($4,00

Fuel, lumber, straw, medical supplies and rent of c
three thousand dollars ($3,000.00).

Forage for horses, seven hundred and fifty d
($750.00).

Renovating and repairing tenting O. N. G., eight hu
dollars ($800.00).

Provided, that the governor is hereby authorized to
pend the annual encampment of the Ohio National Gua
of such organizations thereof as in his judgment may be
for the year 1889, and to use the funds herein appropr
for encampment purposes, or so much thereof as may be n
sary, for the purchase of new overcoats and further equip
of the guard for the encouragement of target practice; an
defraying the expenses of the guard and the Ohio con
sioners in representing the state at the celebration of the
tennial celebration of the inauguration of George Washi
as President of the United States, April 30, 1889, at New
city; providing, that the amount used in connection
said centennial expenses shall not exceed the sum of th
five thousand dollars ($35,000.00).

State House and Grounds:

Salary of two firemen, three hundred and ninety-fiv
lars and fifty cents ($395.50).

Salary of four regular laborers, two thousand d
($2,000.00).

Extra labor, one thousand dollars ($1,000.00).

Material and repairs, ten hundred and fifty d
($1,050.00).

Fuel for state house, fourteen hundred dollars ($1,40

Care and repair of heating apparatus, seven hundre
lars ($700.00).

Ohio State Board of Agriculture:

Encouragement of agriculture, thirty-five hundred d
($3,500,00).

Contingent expenses, four hundred and fifty d
($450,00).

Interest and floating debt, to pay interest on bond
to pay outstanding liabilities, thirteen thousand nine hu
and eighty-six $\frac{08}{100}$ dollars ($13,986.08).

ided, that this appropriation and the language used g the same shall not now or hereafter be so construed reted as to make the state legally or morally bound pay the interest on the said bonds and liabilities, or ny time, to pay the principal thereof.

Agricultural Experiment Station:

pleting station building, including heating apparatus, red dollars ($600.00).

n-houses, fourteen hundred dollars ($1,400.00).

Attorney-General:

ingent expenses, three hundred dollars ($300.00).

Auditor of State:

ingent expenses, eleven hundred dollars ($1,100.00).

rney fees and expenses in bank cases, five hundred $500,00).

iring office and furniture, one hundred and fifty $150.00).

Board of Pardons:

enses of board, three hundred dollars ($300.00).

Board of State Charities:

enses of board, twenty-one hundred dollars ($2,100.00).

Board of Public Works:

mi and Erie canal, keeping in repair, all of its earn- ept as below appropriated.

hern Division Ohio canal, keeping in repair and im- nt of, all of its earnings, except as below appropriated, ce and twenty-five thousand dollars ($25,000.00).

hern Division Ohio canal, keeping in repair and im- nt of, all of its earnings, except as below appropriated, ce and twenty-five thousand dollars ($25,000.00).

king canal, keeping in repair, all of its earnings, bal- l fifteen hundred dollars ($1,500.00).

honding canal, all of its earnings and balance.

ingent expenses, five hundred dollars ($500.00).

rneys' fees, to be paid out of the earnings of the canal n service is rendered, two thousand dollars ($2,000.00).

bers' traveling expenses for each, to be paid accord- w, equally, out of the earnings of each division, six dollars ($600.00).

ry of secretary, to be paid out of the earnings of the nd Erie canal, fifteen hundred dollars ($1,500.00).

clerk hire, seven hundred dollars ($700.00).

furniture, two hundred dollars ($200.00).

General appropriations.

To pay attorneys' fees and expenses in all actions proceedings instituted and pending to recover canal l twenty-five hundred dollars ($2,500.00).

Bureau of Statistics of Labor:

Clerk hire, fourteen hundred dollars ($1,400.00).

Contingent expenses, sixteen hundred dollars ($1,60

Traveling expenses, four hundred dollars ($400.00).

To open a window in the west end of the room occ by the commissioner of labor statistics, two hundred and dollars ($250.00).

Canal Commission:

Salaries of members, thirty-six hundred dollars ($3,60

Expenses of commission, ten thousand dollars ($10,00

State Common School Commissioner:

Contingent expenses, one hundred and fifty d ($150.00).

Traveling expenses, one hundred and seventy-two lars ($172.00).

Boxing and shipping, twenty-five dollars ($25.00).

Carpets, one hundred and fifty dollars ($150.00).

For per diem and expenses of state board of school e iners, four hundred and fifty dollars ($450.00).

Commissioner of Railroads and Telegraphs:

Experts to examine bridges, one hundred and tw five dollars ($125.00).

Furniture, painting and repairs, and type-writer hundred dollars ($200.00).

Expenses outside, one hundred and fifty dollars ($15

Contingent expenses, three hundred and fifty d ($350.00).

Executive Department:

Contingent expenses, newspapers and clerk hire, f hundred dollars ($1,500.00).

Stenographer, twelve hundred dollars ($1,200.00).

Inspector of Mines:

Contingent expenses, twenty-eight hundred d ($2,800.00).

Clerk hire, two hundred and eighty dollars ($280.00

Inspector of Workshops and Factories:

Traveling expenses of chief inspector, four hundre lars ($400.00).

aveling expenses of district inspectors, eleven hundred ($1,100.00).

ntingent expenses, four hundred and fifty dollars 0).

rk hire, eight hundred dollars ($800.00).

rniture and repairs, fifty dollars ($50.00).

Insurance Department:

ief clerk, salary of, three hundred dollars ($300.00).

ary of mailing clerk, two hundred dollars ($200.00).

tra clerk, salary of, eight hundred dollars ($800.00).

ary of actuary, two hundred and fifty dollars ($250.00).

ntingent expenses, twelve hundred dollars ($1,200.00).

Law Library:

oks, eleven hundred dollars ($1,100.00).

ephone, sixty dollars ($60.00).

ctric light for court consultation room, law library and , three hundred dollars ($300.00).

furniture, cleaning and repairs, two hundred dollars 0).

Legislature:

Frederick Blenkner, third assistant sergeant-at-arms ouse, for taking charge of the senate chamber and hall house and committee rooms after the adjournment of eral assembly in the spring of 1889, and taking care same until the meeting of the general assembly in , 1890, and preparing the same for said meeting, and ing care of the bill-books and other property of the rs as requested by them, one thousand dollars ($1,000), aid to him at the rate of four dollars ($4.00) per day, warrant of the auditor of state. For an assistant for ederick Blenkner, in the performance of the foregoing at the rate of two dollars per day, when by him neces- mployed, four hundred dollars ($400), to be paid to istant on the warrant of the auditor of state ($1,400.00).

ntingent expenses of clerk of senate, fifty dollars .

ntingent expenses of clerk of house, one hundred dol- 00.00).

chief clerks of the senate and house of representatives, usand dollars each ($1,000), for completing the record ournals of the senate and house of representatives, for sent session. The money thus appropriated to be paid ate of five dollars per day, as the work of completing ord progresses; but the full amount shall not be paid e work is fully completed; and the auditor of state is authorized to draw his warrant, from time to time, on surer of state in favor of said clerks, upon the presen- y them of proper vouchers, duly certified by said clerks

General appropriations.

to be correct, for such sum as may be therein designated, the aforesaid sum of one thousand dollars to each shall been fully paid ($2,000.00).

Ohio Meteorological Bureau:

Expenses of, one thousand dollars ($1,000.00).

Miami University:

Salaries, fifteen hundred dollars ($1,500.00).

Grounds, two hundred dollars ($200.00).

Library, three hundred dollars ($300.00).

Repairs of buildings, five hundred dollars ($500.00).

Salary of treasurer, three hundred dollars ($300.00).

Apparatus, two hundred dollars ($200.00).

Ohio Dairy and Food Commissioners:

Expenses of chief commissioner, three hundred d ($300.00).

Expenses of assistant commissioners, seven hu and seventy-five dollars ($775.00).

Compensation of chemist, six hundred dollars ($60

Ohio Penitentiary:

Salaries of officers, nineteen thousand dollars ($19,00

Salaries of guards, fifty-six thousand dollars ($56,00

Current expenses, eighty-eight thousand five hu dollars ($88,500.00).

Expenses of execution, eight hundred and fifty d ($850.00).

Horses and carriages, one thousand dollars ($1,000.0

Improvement of front yard, one hundred dollars ($10

Electric light, five hundred dollars ($500.00).

Library, one hundred dollars ($100.00).

Manufacture of gas, eighty-five hundred dollars ($8,50

Moral and religious instruction, two hundred d ($200.00).

Repairs, fourteen thousand dollars ($14,000.00).

Rewards, five thousand dollars ($5,000.00).

Prosecution and transportation of convicts, eighty sand dollars ($80,000.00).

Sewerage and water-works, five thousand d ($5,000.00).

Furniture, one hundred dollars ($100.00).

Ohio University:

Trustees' expenses, one hundred and fifty dollars ($15

Current expenses and repairs, seven hundred d ($700.00).

ary and reading-room, three hundred dollars
).
ries of teachers, three thousand dollars ($3,000.00).
aratus, two hundred dollars ($200.00).
rovement of grounds, three hundred dollars ($300.00).

Ohio State University:

nary repairs, two thousand dollars ($2,000.00).
enses of trustees, five hundred dollars ($500.00).
l and care of buildings, two thousand dollars
0).
rovement of campus, five hundred dollars ($500.00).
en-house, six hundred dollars ($600.00).
ary, ten hundred dollars ($1,000.00).
ries, ten thousand dollars ($10,000.00).
ipment school of mines, thirty-five hundred dollars
0).

Secretary of State:

ra clerk hire, eight hundred and fifty dollars ($850.00.
ribution of books, fifteen hundred dollars ($1,500.00).
tingent expenses, one thousand dollars ($1,000.00).
ting paper, sixty-six hundred and eighty dollars and
cents ($6,680.14).
ionery, four thousand dollars ($4,000.00).
completing statistical report of the ex-secretary of
o hundred dollars ($200.00).

State Library:

ks, magazines and newspapers, fourteen hundred dol-
400.00).
tingent expenses, five hundred and fifty dollars
).
et and awnings, five hundred dollars ($500.00).

Supervisor of Public Printing:

e printing, twenty-seven thousand six hundred
$27,600.00).
e binding, twenty-five thousand five hundred dollars
00).
tingent expenses, one hundred and thirty dollars
).
lding repairs, four hundred dollars ($400.00).
ets, fifty dollars ($50.00).

Clerk of Supreme Court:

ra clerk, six hundred dollars ($600.00).
tingent expenses, two hundred dollars ($200.00).
e-writer, one hundred dollars ($100.00).

Reporter of Supreme Court:

General appropriations.

Arranging office in supreme court room, thirty d
($30.00).

Treasurer of State:

Contingent expenses, three hundred and twenty d
($320.00).

Collecting auditor of state's drafts, thirteen hundre
lars ($1,300.00).

Alarm telegraph, thirty-six dollars ($36.00).

Telephone, fifty dollars ($50.00).

Shelving and cases, four hundred dollars ($400.00).

Athens Asylum for the Insane:

Current expenses, eighty-three thousand dollars ($83

Expenses of trustees, three hundred dollars ($300.00

Ordinary repairs, forty-eight hundred dollars ($4,80

Salary of officers, twenty-nine hundred dollars ($2,90

Painting, fifteen hundred dollars ($1,500.00).

Carpets and furniture, twelve hundred dollars ($1,20

To change amusement hall and chapel ———.

Grading, eight hundred dollars ($800.00).

Fencing, two hundred dollars ($200.00).

Horses, carriages and wagons, eight hundred d
($800.00).

Machinery for carpenters and engineers, eight hu
dollars ($800.00).

Books and pictures, one hundred and fifty d
($150.00).

Investigate electric light, one hundred and fifty d
($150.00).

Cleveland Asylum for the Insane:

Current expenses, eighty thousand dollars ($80,000.

Salary of officers, thirty-nine hundred dollars ($3,90

Ordinary repairs, three thousand dollars ($3,000.00).

Books and pictures, two hundred dollars ($200.00).

Trustees, two hundred and fifty dollars ($250.00).

Horses, three hundred dollars ($300.00).

Painting, eighteen hundred dollars ($1,800.00).

Fences, five hundred dollars ($500.00).

Carpets, one thousand dollars ($1,000.00).

Range, eight hundred dollars ($800.00).

New furniture, nine hundred dollars ($900.00).

Change of steam pipes, thirty-five hundred d
($3,500.00).

Water closets, fifteen hundred dollars ($1,500.00).

For finishing and furnishing amusement hall building, thousand dollars ($7,000.00).

For laundry furniture and equipment, twenty-five hun- dollars ($2,500.00).

Columbus Asylum for the Insane:

Current expenses, one hundred and six thousand dollars ,000.00).

Salary of officers, forty-three hundred dollars ($4,300.00).

Ordinary repairs, sixty-five hundred dollars ($6,500.00).

Expenses of trustees, two hundred dollars ($200.00).

Library, two hundred dollars ($200.00).

Furniture and bedding, five hundred dollars ($500.00).

Grading, five hundred dollars ($500.00).

Repair of gas works, four hundred dollars ($400.00).

Carpets, eight hundred dollars ($800.00).

Repair of boiler, two hundred dollars ($200.00).

New water heater, six hundred and fifty dollars ($650.00).

Fire protection, two hundred dollars ($200.00).

Horses, harness and repairing carriage, seven hundred rs ($700.00).

New range, eight hundred dollars ($800.00).

Repair of main sewer, two thousand dollars ($2,000.00).

Fencing, five hundred dollars ($500.00).

Painting wards, cornice and tower, ten hundred dollars 00.00).

New washing machines, eight hundred dollars ($800.00).

For billiard tables, collar, cuff and shirt ironer, five hun- dollars ($500.00).

Dayton Asylum for the Insane:

Current expenses, seventy thousand dollars ($70,000.00).

Salary of officers, thirty-seven hundred and seventy-five rs ($3,775.00).

Ordinary repairs, thirty-five hundred dollars ($3,500.00).

Expenses of trustees, three hundred dollars ($300.00).

Books and pictures, one hundred and fifty dollars .00).

Carpets and furniture, one thousand dollars ($1,000.00).

Painting, eight hundred dollars ($800.00).

Horses and cows, six hundred dollars ($600.00).

Rent of pasture, one hundred and sixty dollars ($160.00).

Fencing, one hundred dollars ($100.00).

New range, seven hundred dollars ($700.00).

For purchase of land, proceeds of sale of fifty-acre tract, six thousand dollars ($6,000.00).

Longview Asylum:

General appropriations.

Current expenses, eighty-five thousand dollars ($85,000.0

This sum is for the support of the insane in said insti tion, and shall be paid into the county treasury of Hamilt county, monthly, as may be necessary in payment of the c rent expenses of said institution. Requisitions shall be ma by the directors of said asylum upon the auditor of Hamilt county, and copies thereof furnished to the auditor of sta whereupon he shall issue his warrant upon the state treasu in favor of the treasurer of Hamilton county for such amoun and said appropriation shall discharge the state from all le and equitable obligations to said institution for the year co mencing February 15, 1889, and ending February 15, 1890.

Toledo Asylum for the Insane:

Current expenses, one hundred and ten thousand, t hundred dollars ($110,200.00).

Salary of officers, forty-three hundred dollars ($4,300.0

Ordinary repairs, three thousand dollars ($3,000.00).

Trustees' expenses, three hundred dollars ($300.00).

Painting, fifteen hundred dollars ($1,500.00).

Library, one hundred dollars ($100.00).

Grading, trees and shrubbery, fifteen hundred doll ($1,500.00).

Root cellar, and storage room, one thousand doll ($1,000.00).

Repair shops and tools, two thousand dollars ($2,000.0

Fencing, three hundred dollars ($300.00).

Furniture and furnishing, five hundred dollars ($500.0

Horses, wagons and harness, five hundred doll ($500.00).

Plastering, cementing basements, and changing air flu thirty-five hundred dollars ($3,500.00).

Roads and walks, three thousand dollars ($3,000.00).

Additions to hospitals, eleven thousand doll ($11,000.00).

Addition to electric light plant, and feed water-heater, o thousand dollars ($1,000.00).

Verandas for buildings, fifteen hundred dollars ($1,500.0

Natural gas connections for wards and cottages, fift hundred dollars ($1,500.00).

Slaughter-house, four hundred dollars ($400.00).

Boys' Industrial School:

Current expenses, twenty-six thousand dollars ($26,000.0

Salary of officers, seventeen thousand dollars ($17,000.0

Trustees' expenses, two hundred dollars ($200.00).

Ordinary repairs, two thousand dollars ($2,000.00).

rds, five hundred and fifty dollars ($550.00).
s for boys' library, two hundred dollars ($200.00).
ng roads, five hundred dollars ($500.00).
iture and carpets, eight hundred dollars ($800.00).
nishing hospital, nine hundred dollars ($900.00).
es, six hundred dollars ($600.00).
e for officers' kitchen, three hundred and fifty dol-
.00).
e and tea urns, three hundred dollars ($300.00).
ainting, five hundred dollars ($500.00).

Girls' Industrial Home:

nt expenses, eleven thousand dollars ($11,000.00).
ies of officers and teachers, thirteen thousand four
nd sixty dollars ($13,460.00).
ees' expenses, three hundred dollars ($300.00).
ry, two hundred dollars ($200.00).
hone, two hundred dollars ($200.00).
ng and improving grounds, one hundred and fifty
50.00).
ary repairs, nine hundred dollars ($900.00).
iture and carpets, one thousand dollars ($1,000.00).
ase of horses, five hundred dollars ($500.00).
ase of cows, proceeds of sale of [old] cows, and four
dollars ($400.00).

Blind Asylum:

nt expenses, twenty-nine thousand dollars
0).
ies of officers and teachers, ten thousand dollars
0).
ary repairs, twelve hundred dollars ($1,200.00).
and school apparatus, seven hundred dollars

ts, bedding and furniture, one thousand dollars
).
ing and varnishing, eight hundred dollars ($800.00).
-pipe and heating apparatus, five hundred dollars

ees' expenses, six hundred dollars ($600.00).
f grounds, five hundred dollars ($500.00).
ring walls and repairing house and painting, two
dollars ($2,000.00).
dry machinery, fifteen hundred dollars ($1,500.00).
ring coal house and coping, two hundred dollars

oilers, fifteen hundred dollars ($1,500.00).

General appropriations.

For reconstruction of water-closets and new sinks i wing of building, one thousand dollars ($1,000.00).

Ohio Working Home for the Blind:

To pay liabilities existing prior to February 15, 18 balance to be used in maintenance of institution, five sand dollars ($5,000.00).

Deaf and Dumb Asylum:

Current expenses, forty-two thousand dollars ($42,(

Ordinary repairs, three thousand dollars ($3,000.0(

Salaries of officers and teachers, eighteen thousa hundred and thirty dollars and forty-eight cents ($18,5

Trustees' expenses, three hundred dollars ($300.00

Paints, oils and varnishes, seven hundred ($700.00).

Supplies for carpenter shop, one hundred and fi lars ($150.00).

Supplies for shoe shop, eight hundred dollars ($8

Supplies for tailor shop, three hundred dollars ($3

Printing office supplies, one hundred and fifty ($150.00).

Lumber and nails for boxing, four hundred ($400.00).

Gas fixtures, one hundred dollars ($100.00).

Flooring, five hundred dollars ($500.00).

Pumps, three hundred and twenty-five dollars ($3

Carpets, two hundred and fifty dollars ($250.00).

Breeching for boilers, to be paid out of appropriat foreman of tailor shop, five hundred dollars ($500.00).

Furniture, two hundred and fifty dollars ($250.00)

Institution for Feeble-Minded Youth:

Current expenses, eighty-one thousand four hundr twelve dollars and ninety-five cents ($81,412.95).

Repairs, five thousand dollars ($5,000.00).

Salary of officers and teachers, eleven thousand ($11,000.00).

Expenses of trustees, five hundred dollars ($500,0(

For building outside stairway on new buildings, fi dred dollars ($500.00).

Ohio Soldiers' and Sailors' Home:

Current expenses, twenty-nine thousand and seve dollars ($29,071.00), and whatever amount may be paic state by the United States government, under act of c of August 27, 1888.

Salaries of officers, nine thousand four hundred ($9,400.00).

penses of members of board, three hundred dollars
).

furnish buildings now under contract, sixteen thou-
llars ($16,000.00).

clothing, six thousand six hundred dollars ($6,600.00).

building stable, three thousand dollars ($3,000.00).

provement of grounds, and purchase of not to exceed
es of land, four thousand dollars ($4,000.00).

rses, wagons, carriages, etc., one thousand dollars
00).

work shops, four thousand dollars ($4,000.00).

complete existing contracts on cottages, etc., as per
nt filed with auditor of state and marked "Exhibit B,"
e thousand three hundred and sixty-two dollars and
e cents ($41,362.41).

pay for extras on buildings, for plumbing, gas fitting,
eating, hose, hose cart and ladder, laundry machinery,
ıs for hospital and administration building, ten thou-
ır hundred and fitteen dollars ($10,415.00).

fees of architect, and salary of superintendent of con-
ı, eighteen hundred dollars ($1,800.00).

cottages for surgeon and quartermaster of soldiers'
ors' home, thirty hundred dollars ($3,000.00).

Ohio Soldiers' and Sailors' Orphans' Home:

rrent expenses, ninety-two thousand dollars ($92,000.00).

aries of officers, matrons and teachers, seventeen thou-
e hundred dollars ($17,500).

ıstrial pursuits, three thousand dollars ($3,000.00).

inary repairs, three thousand dollars ($3,000.00).

ıstees' expenses, two hundred and fifty dollars ($250.00).

earnings, twelve hundred dollars ($1,200.00).

rary, two hundred dollars ($200.00).

pport of orphans and children of indigent soldiers
twenty-five thousand dollars ($25,000.00).

rd walks, fifty dollars ($50.00).

rniture and carpets, five hundred dollars ($500 00).

iting county homes, twenty-five dollars ($25.00).

aries of foremen, thirty-nine hundred and sixty dollars
00).

chase of horses, four hundred and fifty dollars
).

ding, graveling and planting trees, five hundred dol-
0.00).

copper, coffee and tea urns, three hundred dollars
).

fencing, three hundred dollars ($300.00).

ets for new cottages, five hundred dollars ($500.00).

General appropriations.

New school building, including heating and ligh fifteen thousand dollars ($15,000.00).

For enlarging and repairing chapel, four thousand d ($4,000.00).

For stable, fifteen hundred dollars ($1,500.00).

Fish and Game Commission: .

Fish propagation, and prosecution of violators of fish game laws, thirty-five hundred dollars ($3,500.00).

For fish propagation, and prosecution of violators o and game laws, and for surveying and platting fishing tory in Lake Erie, to be paid out of the revenues derived the tax on nets, four thousand dollars ($4,000.00).

Miscellaneous:

State forestry bureau, ten hundred dollars ($1,000.0

Horticultural society; promotion of horticulture, logy, etc., ten hundred dollars ($1,000.00).

Board of live stock commission; expense of live commission, twelve hundred and sixty dollars, less ba ($1,260.00).

State board of health; general expenses of board, thousand dollars ($4,000.00).

Prosecution of war claims vs. general government, hundred dollars ($1,500.00).

Ohio river commission, two hundred dollars ($200.

Wilberforce university; for combined normal and i trial department, four thousand dollars ($4,000.00).

Intermediate Penitentiary:

For necessary work and material for, and putting ro administration building, protecting work already done forty-five thousand dollars ($45,000.00).

SECTION 2. The moneys appropriated in the las ceding section shall not be in any way expended to liabilities or deficiencies existing prior to February 15, except the Ohio working home for the blind and the s eight thousand dollars of the appropriation made here Longview asylum, nor shall they be used or paid out fo poses other than those for which said sums are specif appropriated as aforesaid.

SECTION 3. In addition to the several appropri made for the institutions for the insane, blind, deaf and d and feeble-minded youth, the girls' industrial home, the industrial school, and soldiers' and sailors' orphans' and soldiers' and sailors' home, there is hereby approp for the use of said institutions any moneys received sources other than the state treasury by their respective cial officers, which moneys shall be credited to the cu expense funds of said institutions respectively.

TION 4. No bills for clerk hire, for furniture or car- General appro-priations.
for newspapers shall be paid out of appropriations
r contingent expenses; no bills for horses or cows,
or wagons, carpets or furniture or any expenses for
ttending state, inter-state or national associations of
nt institutions shall be paid out of appropriations
the current expenses of said institutions; and no
erein appropriated shall be drawn, except on a requi-
the auditor of state, approved by the head of each
ent, or the trustees of the institution, which shall set
service rendered or the material furnished and the
urchase and the time of service, and it shall be the
the auditor of state to see that these provisions are
l with.

TION 5. This act shall take effect and be in force from
its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives
WM. C. LYON,
President of the Senate.

ed April 15, 1889.

[House Bill No. 1232.]

AN ACT

section 6968 of the Revised Statutes, as amended April 14, 1888.

TION 1. *Be it enacted by the General Assembly of the State* Unlawful catching and killing of fish.
That section 6968 of the Revised Statutes of Ohio, as
l April 14, 1888, be so amended as to read as follows:

6968. No person shall draw, set, place, locate or
n any pound net, seine, trap or fish net, in Lake Erie,
Sandusky bay, nor in Maumee bay, as far up as
bridge, nor in Portage bay, as far up as Oak Harbor
rom the fifteenth day of June to the tenth day of
er, inclusive. No person shall set, place, locate or
n, or catch fish with a gill net in any of the waters of
, except in Lake Erie, and there only in water over
et in depth. No person shall set, place, locate or
n any fish net on any of the reefs in Lake Erie. No
hall set, place, locate or maintain in Lake Erie any
fish net within five hundred feet of any station-
net, or lead thereof. No person shall set, place,
r maintain any net whatever, within one-half mile of
th of any river or creek flowing into Lake Erie. No
shall catch fish in Mercer county reservoir between the
th day of May and the twentieth [day] of July, inclusive;
e Licking or Lewistown reservoirs between the first
June and the first day of October, inclusive, with any
except hook and line, with bait or lure; and in the

Unlawful catching and killing of fish.

season in which net fishing is permitted in the said l
county, Licking and Lewistown reservoirs, the net kn
fyke net or set net only shall be used, and with hoop or
of not over six feet in its greatest width and with wi
leads of not over fifty feet in length; provided, that th
nets or set nets used in Licking reservoir shall not have
or leads, and no nets shall be set, placed, located or
tained nearer to each other than fifty feet, measuring
the end of one lead to that of another. No person sh
any of the waters, either natural or artificial, lying in th
of Ohio, or part therein, shoot or spear fish. No person
draw, set, place, locate or maintain or catch fish with
vice called a trammel net or with fyke net or set net,
as heretofore stated. No person shall, in any of the wa
the state, except those heretofore named in this section,
fish with any device whatever, except hook and line
bait or lure. No person shall catch or kill, with any
whatever, in any of the streams of the state, the fish
monly known as black bass, from the first day of May
the fifteenth day of June, inclusive, except in streams fl
into Lake Erie. No person shall draw, set, place, loc
maintain, any fish trap, pound net, seine, or any devi
catching fish as in this section forbidden; and any nets,
pound nets or other devices for catching fish, set, p
located or maintained in violation of the provisions
section, shall be confiscated wherever found, and the
shall be sold to the highest bidder, at public outcry, at
to be selected by the fish commissioners, and the proce
rived from such sale shall be placed to the credit of th
and game fund, and subject to the warrant of such co
sioners. No person shall catch or have in his possessio
black bass of less than eight inches in length; buy,
offer for sale, or have in his possession any fish caught
season, or in [any] manner prohibited; provided, that n
in this act shall prevent the taking of minnows for bai
nets, or shall prevent the fish and game commissioners
state, or their agents, from taking fish at any time or
in any manner, for the purpose of stocking ponds, lak
rivers, and for the maintenance and cultivation of f
hatcheries. Any person convicted of a violation of
the provisions of this act, shall be fined for the first
not less than twenty-five dollars nor more than one hu
dollars, and in case of neglect or refusal to pay said f
imprisoned in the county jail not less than thirty day
for the second or any subsequent violation of this act, sh
fined not less than fifty dollars nor more than five hu
dollars, and in default of payment of fine and costs sh
imprisoned in the county jail not less than sixty day
all fines collected under this act shall go to the coun
and game fund in the county wherein the offense wa
mitted, unless otherwise directed and ordered by the fi
game commissioners of this state. And it is hereby ma
duty of the wardens and assistant wardens of this st
prosecute all violations of this act in connection wi
prosecuting attorneys of the counties wherein such

ve [been] committed, and such prosecuting attorney e entitled to the same fees as are now allowed by law collection of forfeited bonds. Provided, that nothing act shall apply to artificial fish ponds, nor to private lands included in original survey of the general nent.

CTION 2. That said original section 6968 be and the hereby repealed.

CTION 3. This act shall be in force from and after May first next following its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

sed April 15, 1889.

[House Bill No. 1256.]

AN ACT

d sections one (1) and eight (8) of an act entitled "an act to pro- for the improvement of streets and alleys in cities of the first e of the second class," passed May 11, 1886, and to extend its pro- ons to villages and cities having a population of 4633 at the cen- of 1880.

CTION 1. *Be it enacted by the General Assembly of the State* , That sections one (1) and eight (8) of the foregoing l act be amended so as to read as follows:

Improvement of streets and alleys in certain cities and villages.

. 1. That in cities of the first grade, and in villages ies having a population of 4633 at the census of 1880, econd class, the city councils of any such cities shall uthority to cause any of the streets or avenues, or parts of said cities to be paved with granite or other stone asphalt or other permanent material, and the alleys or any part thereof, with cobble stones or boulders, henever needed in connection therewith to curb and said streets, avenues or alleys, and to ordain that said ements shall be paid for and assessed upon the prop- utting on the same in accordance with the various pro- of this supplement, and in accordance with the vari- ovisions of law now enacted or hereafter enacted ble thereto and not inconsistent with this act.

. 8. When such ordinance is enacted, the councils of ties of the first grade and in villages and cities having lation of 4633 at the census of 1880, of the second class, esignate two or more owners of property abutting on provement, who, with the city civil engineer, shall con- a board, which, after the contract for improvement en made by the council under section 2303, may elect a ntendent, who shall see that the said contract is per- according to its true intent and meaning, and all

orders of the engineer in furtherance thereof are o
When completed the said superintendent and enginee
certify to the same, and shall make a proper plat and
ment for said improvement on the abutting property.
property owners on such board shall serve without com
tion, but the superintendent shall be paid such compen
as shall be agreed upon by said board, and such paymen
be a part of the cost of said improvement.

SECTION 2. That said original sections one (1) an
(8) of said original act be and the same are hereby re

SECTION 3. This act shall take effect and be in forc
and after its passage.

ELBERT L. LAMPSO
Speaker of the House of Represen
WM. C. LYO
President of the

Passed April 15, 1889.

[House Bill No. 1296.]

AN ACT

To prevent the making, printing, posting, or exhibiting any indec
moral or lascivious picture or representation of any part of
man form, or giving any indecent or immoral exhibition of th

To prevent the publication of immoral pictures.

SECTION 1. *Be it enacted by the General Assembly of th*
of Ohio, That it shall be unlawful for any person or pers
make, print, post, publish, exhibit or suffer the same
done, in, or upon his or her premises, any indecent, im
or lascivious picture, except the printing and publishi
for medical and scientific purposes.

Immoral exhibitions.

SECTION 2. That it shall be unlawful for any pers
persons to give, or participate in giving any indecent, im
or lascivious exhibition of any part of the human form.

Penalty.

SECTION 3. Any person, on conviction thereof
any court of competent jurisdiction, shall be fined in an
not to exceed five hundred dollars, or be imprisoned i
work-house at hard labor, or in the county jail, not to e
thirty days, or both, at the discretion of the court.

SECTION 4. This act shall take effect and be in
from and after its passage.

ELBERT L. LAMPSO
Speaker of the House of Represen
WM. C. LYO
President of the

Passed April 15, 1889.

[House Bill No. 1411.]

AN ACT

to certain proposed amendments to the constitution and the publication thereof.

Preamble relating to proposed constitutional amendments.

HEREAS, The general assembly of the state of Ohio ifths of the members elected to each house agreeing , have proposed an amendment to the constitud may propose other amendments, to be submitted to tors for their approval or rejection at the election for and representatives in the general assembly on the uesday after the first Monday of November, 1889; e,

When to be voted on.

CTION 1. *Be it enacted by the General Assembly of the State* That the electors of this state shall vote upon said promendment, or amendments, at the general election in ber, A. D. 1889, in the manner and form as prescribed

Election returns.

CTION 2. The judges and clerks of the election in each ip, ward and precinct shall, in addition to the returns d by law, and at the same time, make return to the the county of the vote cast for and against said promendments, respectively.

Returns to be made to secretary of state; canvass thereof; governor's proclamation.

CTION 3. A return, additional to the return now d by law to be made of the votes cast at such election e officers and senators and representatives, and also against said proposed amendment or amendments to stitution, shall be certified and made by the clerk of unty to the secretary of the state within ten days after ction; and within twenty days after said election, the or, secretary of state and attorney-general shall open urns, and count the votes, and ascertain whether or majority of the votes cast at said election have been cast proposed amendment or amendments, or either of and if it appears that a majority of the votes cast at ection have been cast for said proposed amendment or ments, or either of them, the governor shall make proon thereof without delay.

Publication of proposed amendments.

CTION 4. The secretary of state shall cause the amendto the constitution proposed at the present session of eral assembly, to be published once each week in not an one newspaper in each county of the state wherein a aper is published, once each week for six months, and he first Tuesday after the first Monday of November, nd in counties where newspapers represent each of the ading political parties, then such amendments shall be ed in one newspaper of each political party once each or six months, and until said first Tuesday after the onday of November, 1889, and in counties having a n newspaper of general circulation, once a week in a n newspaper for said time; and in counties having two n newspapers of opposite politics, of general circulation

in the county, it shall be published in each of such G newspapers.

Charge for publication.

SECTION 5. The charges for publication shall not sixty per cent. of the rates established in section four thc three hundred and sixty-six (4366) of the Revised S for legal advertising. The cost of publication shall b out of the state treasury from any money not otherwise priated, upon the warrant of the auditor of state, upon ers approved by the supervisor of public printing, wh make legal measurement of the matter published.

SECTION 6. This act shall take effect and be in from and after its passage.

ELBERT L. LAMPSO
Speaker of the House of Represen
WM. C. LYO
President of the

Passed April 15, 1889.

[House Bill No. 1503.]

AN ACT

Making appropriations for legislative purposes.

Appropriation for legislative expenses.

SECTION 1. *Be it enacted by the General Assembly of t of Ohio*, That there be and are hereby appropriated out moneys in the state treasury to the credit of the genera nue fund not otherwise appropriated, the following sun the purposes hereinafter specified, to-wit:

For salaries and mileage of members of the general bly, per diem of clerks, sergeants-at-arms, and employes the general assembly is in session, and the payment clerks of the house and senate after adjournment, as pr in sections 39, 43 and 45, of the Revised Statutes, twen thousand dollars ($25,000.00).

House contingent fund, twelve hundred dollars ($1,2

Senate contingent fund, nine hundred dollars ($90

And to pay for new water-closets, etc., in the chamber, in accordance with the provisions of senate reso No. 130, sixteen hundred dollars ($1,600.00).

SECTION 2. This act shall take effect and be in from and after its passage.

ELBERT L. LAMPSO
Speaker of the House of Represen
WM. C. LYO
President of the

Passed April 15, 1889.

[House Bill No. 1495.]

AN ACT

rize the city council of any city of the second class and fourth
e, which, by the federal census of 1880, had a population of not
han 6,893 and not more than 6,898, to borrow money and issue
s therefor, for the purpose of sinking wells for natural gas or oil,
ouying and laying pipes, and supplying said city and the citizens
of with natural gas or oil for public and private use.

Authorizing certain cities second class, fourth grade, to issue bonds for natural gas purposes.

CTION 1. *Be it enacted by the General Assembly of the State* That the city council of any city of the second class rth grade, which by the federal census of 1880 had a ion of not less than 6,893 and not more than 6898, be ereby is authorized to issue its bonds for an amount eeding fifteen thousand dollars, for the purpose of pro- erritory, sinking wells for natural gas and oil, purchas- laying pipes and constructing the necessary buildings, and machinery to supply such city and the citizens with natural gas and oil for public and private use sumption.

Question to be submitted to vote.

CTION 2. Before any such bonds shall be issued, the n of issuing the same shall be submitted to a vote of lified electors of such city, at a special election, to be such time as the council of said city shall appoint. kets voted shall have printed thereon the words, rity to issue bonds—Yes;" or, "Authority to issue -No." If the proposition to issue bonds be approved thirds of those voting upon the proposition, the coun- have authority to issue said bonds for the purpose as provided in this act.

Notice.

CTION 3. The council of said city shall publish notice ubmission of such question in two newspapers pub- n said city, for at least ten days prior to such election; l election shall be held in all respects as municipal s are now required to be held by law in said city.

Bonds; denominations.

CTION 4. Such bonds shall be issued by the council of y in denominations not less than one hundred or more e thousand dollars, payable in such times, not exceed- nty years, as the council shall provide, with interest eeding six per cent. per annum, payable semi-annually, al and interest payable at such place as the council termine; they shall express upon their face the pur- which, and the act under which issued, and shall be by the mayor and countersigned and registered by the the city, and shall not be sold for less than their face

Limitations

CTION 5. No more of such bonds shall be issued or an is necessary for, and required by the actual and y cost and expense of procuring territory, sinking such of wells as may be required for the purpose named, chase and laying of pipes and other necessary expenses; all be sold from time to time as the work progresses,

and in such amounts as shall be required and made nec
by the progress and for the proper completion of the v
and all proceeds and moneys arising from such bonds
be used exclusively for and applied to the payment
work, labor, material, and other expenses necessary f
supply of gas and oil for the purpose aforesaid.

Levy of tax.

SECTION 6. The council of such city is hereby auth
to levy a tax annually, not exceeding one mill, on the
ble property within said city, in addition to the tax n
law authorized to be levied, in such amount as will eacl
be sufficient to pay the principal and interest then fallir
upon such bonds, and provide a sinking fund for the gr
extinguishment of such bonds.

Mayor to appoint supervisory committee

SECTION 7. Any such city availing itself of the p
ions of this act, the mayor shall, with the advice and co
of the council, appoint five judicious persons, resident
freeholders of said city, who shall have the supervision
sinking of wells, laying pipes, purchasing machinery
material, and making contracts, under the direction
council, as may be provided by ordinance.

SECTION 8. This act shall be in force and take effec
and after its passage.

ELBERT L. LAMPSON
Speaker of the House of Represent
WM. C. LYON
President of the S

Passed April 15, 1889.

[House Bill No. 1469.]

AN ACT

To create township supervisors in certain counties, and to require t
ting of certain portions of road work by contract.

Creating the office of township supervisor in certain counties.

SECTION 1. *Be it enacted by the General Assembly of th*
of Ohio, That in all counties in this state having a popul
at the last federal census of 16,326 (Lake), 14,255 (Geaug
may have such population at a future federal census,
shall be elected on the first Monday in April, A. D. 189
biennially thereafter, one supervisor in each township.
shall hold his office for two years, and until his succes
elected and qualified, and each township, exclusive of
part as may be within a municipal corporation, shall c
tute a road district; provided, that in townships havin
or more voting precincts, there shall be elected one supe
for each precinct, and each precinct shall constitute a
district, and where the election is in common with a m
pal corporation the vote for supervisor shall be taken in
arate ballot-box, furnished by the township trustees for
purpose, and only those electors shall be entitled to vote
reside within the proposed road district. Each super

ive days after his election, shall take an oath or affir-
o faithfully, honestly and impartially discharge all
es of his office, and shall enter into bonds, [payable] to
of Ohio, in trust for the township, in the penal sum
ess than five hundred dollars, with surety to be
d by the township trustees, conditioned to fulfill the
ents of said oath, or affirmation, said bonds to be
by the township clerk, and when forfeited in whole
rt, to be collected with the costs, by the trustees in a
ion, and moneys so collected shall go into the road
the township, to be expended as other road moneys.

TION 2. If the supervisor of any road district shall, by eglect of duty or malfeasance in office, forfeit his bond part thereof, or shall prove incompetent to properly e duties of the office, he may be removed by the town-stees, and it shall be the duty of the trustees, on proof neglect, malfeasance or incompetence in a suit brought justice of the peace of the township, to declare the cant; and in case of vacancy in the office by any he trustees in the district where such vacancy occurs, point a suitable person to fill the same for the unex-rm, and the person so appointed shall, before entering s duties, take an oath or affirmation, give bonds, and r the same restrictions and penalties provided for in

May be removed for neglect or malfeasance.

TION 3. The duties of supervisor shall be as follows: , or to cause to be opened, all public roads and high-hich shall be laid out and established in his district, maintain the proper legal width and location of the keep the same in good repair and make, from time such permanent improvements by grading, draining, or macadamizing, as the tax for road purposes will to remove or cause to be removed forthwith, all ions that may be found thereon; to complete the work ng and ordinary repairs between the first day of April ntieth day of June of each year, and to complete, a reasonable time after having been commenced, all and improvements in a smooth and workmanlike and in good condition for all kinds of public travel, grade, or cause to be graded and leveled off, the earth vel that may be scraped, shoveled or hauled into any oad under his direction or charge at the time such performed; and within the month of July and August year, to cut down or cause to be cut down and d, all weeds, burs, bushes and briers growing in the ighways within his jurisdiction. But no supervisor t down or molest any of the shade trees growing upon ways, unless so ordered by the township trustees.

Duties.

TION 4. Supervisors shall cause to be erected and repair at the principal forks and cross roads within espective districts, leading to some village, depot or nportant place, a post and guide board, containing a nscription directing the way and naming the distance illage or public place or places situate on each of such and shall provide and maintain, where feasible and

Guide boards.

desirable, suitable watering troughs and places for proc
water for persons and animals on the public highways
shall remove or cause to be removed, timber or drift l
against bridges or abutments of the same, in a mann
endanger or damage the structure, but it shall not app
toll bridges, or bridges upon toll roads.

When supervisor shall order out persons liable to perform labor.

SECTION 5. Supervisors shall order out or cause
ordered out, annually, between the first day of April an
first day of July, every person liable to perform the two
labor in his district, to do and perform such labor upo
public highways, but no person shall be required to pe
such labor at a distance of more than one and one-half
from his place of residence, and for the above purpose th
idence of any person who has a family shall be held
where his family resides, and the residence of any othe
son shall be held to be where he boards.

Portions of work may be let by contract.

SECTION 6. Supervisors shall let by contract under
ten specifications such portions of the public roads for
nary repairs or for grading, underdraining, graveli
macadamizing, as the trustees shall direct; and the wo
ordinary repairs shall be done between the first day of
and the twentieth day of June of each year, except scr
the roads, which may be done at any time when it sha
deemed necessary by the supervisor or trustees, but befo
ting any contract for grading, underdraining, graveli
macadamizing, any one job of which will, in his judg
exceed in cost the sum of fifty dollars, he shall make c
estimate of the cost, to be approved by at least two o
township trustees; and if necessary for this purpose, he
employ a competent engineer, and shall advertise the l
of the work at least twenty days, specifying the width, h
and pitch of grade, depth and width of gravel or stone
applied, and other necessary particulars and specifica
and let the same to the lowest responsible bidder, taking

Bond.

him a bond in a sum fixed by them, payable to the state
good sureties for the performance of the work within a
therein specified, and in accordance with full written s
cations, a copy of which bond and specifications shall b
with the township clerk, but no bid shall be accepted
exceeds the estimated cost, and the supervisor may rejec
or all bids, and it may be a condition of the contract that pe
owing the two days' labor, and whose names are specified
in, may work out the same under the direction of the contr
such work to be received and accounted for as a part in
ment of the contract price. And it also shall be a cond
of the contract that persons that pay a road tax or assess
of property and who may live within one and one-half
of where the work is to be performed, shall have prefe
in the employment of labor to complete the contract,
work to be performed at a time agreed upon by the cont
and at the same rate per day as the contractor pays in ca
similar labor on any such contract, but all such contracts
be submitted to the township trustees and approved by

SECTION 7. Supervisors shall expend the money col
by them, in lieu of the two days' labor for the benefit

their respective districts, and shall keep an itemized Accounts to be kept by supervisor.
in a book of record, to be furnished by the trustees
n over to their successors in office, of all moneys re-
nd paid out by them, and shall report to the trustees
townships at the annual settlement on the first Mon-
larch, a detailed statement of their official transac-
cluding the amount of labor and by whom performed,
d where expended, time and date of their own services,
shall return a full and true list of the names of all
within their respective districts who have been ordered
erform the two days' labor, and of those who have re-
neglected to perform the same; and all fines and
es sued for and recovered under the provisions of this
shall be paid by the justice of the peace or constable
g the same, into the township road fund, and super-
hall also render an account to the trustees at the
ettlement, of all moneys that remain in their hands
me of settlement, and all judgments that remain un-
th the names of the judgment debtors and the justice
hom such judgments were obtained, with the amount
and the trustees shall make such order as to the prose-
f suits by the supervisor against such delinquent as
udgment of the trustees the interests of the township
uire.

TION 8. All money that may remain in the hands of When funds to be turned over to successor.
rvisor at the expiration of his term of office, shall be
r to his successor, with a full statement of his official
ions from and after the time of his annual settlement
township trustees, as soon as such successor shall be
nd qualified, taking a receipt therefor, said receipt to
ited with the township clerk, and said statement shall
a part of the account rendered by his successor at the
nual settlement with the township trustees, and any
or may sue out executions on any judgments that re-
paid, at any time when, in his opinion, the same can
ted.

TION 9. The trustees, treasurer and supervisor of Examination of accounts of treasurer and supervisor by trustees.
all meet annually on the first Monday of March, at
e of holding township meetings, and the trustees shall
to examine the itemized account of the treasurer and
sor, and settle the same and all other claims against
nship not before settled.

TION 10. It shall be the duty of the trustees to pur- Tools and implements to be purchased by trustees.
mproved implements for road making in sufficient
y for the use of the township, and the same shall be
clusively for that purpose, and the cost, on their order,
paid out of any money in the township treasury not
se appropriated, and should there be a lack of funds
tees may levy an additional tax for that purpose, not
d one hundred dollars in any one year, and such im-
implements shall be for the use of contractors and
sors in the making and repairing roads within the town-
d the supervisor shall be held responsible for the good
f the same, and shall take care of them and preserve
hen they are not in use.

Sidewalks and foot bridges.

SECTION 11. Supervisors, when authorized by the t
tees, shall grade sidewalks, and when deemed necessar
construct foot bridges over streams of water on the lir
roads in their districts, and any portion of the two days' l
may be used for this purpose.

Compensation of supervisors.

SECTION 12. Supervisors shall be entitled to a per
not to exceed two dollars for each day actually employed
same to be paid on the order of the trustees out of the ro
township fund, and they shall not exceed in expenditure
road purposes in any one year the amount of road func
that year, except in cases of unforeseen damage by floo
otherwise.

Levy by trustees.

SECTION 13. The township trustees shall, in additi
the two days' labor, determine a per centum to be levie
road purposes upon each dollar of valuation of the ta
property of their respective townships, exclusive of an
corporated village, as follows: In townships having a v
tion of taxable property of one million dollars and over
exceeding three mills on each dollar; in townships havi
valuation of less than one million and more than five hun
thousand dollars, any rate not exceeding four mills on
dollar; and in townships having less than five hundred t
sand dollars valuation, any rate not exceeding five mill
each dollar; and said trustees shall certify the same t
county auditor in writing on or before the 15th day of M
each year; and the county auditor shall assess the sam
all the taxable property in said township road district,
the same shall be collected, one-half in the December in
ment and one-half in the June installment by the county t
urer, and paid over to [by] him by [to] the treasurer of the t
ship from which said taxes were collected, the same to b
pended for the improvement of roads in the township
districts where collected; and said trustees shall annuall
apart such portion of the road tax as they deem best in
ment of contracts for permanent improvement of the
by draining, grading, graveling, or macadamizing.

SECTION 14. This act shall take effect and be in for
the first Monday of April after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Represent
WM. C. LYON,
President of the S

Passed April 15, 1889.

[House Bill No. 1455.]

AN ACT

To authorize cities of the second grade of the second class to issue
for the purpose of providing a city building.

Cities second grade, second class, authorized to issue bonds for erecting public buildings.

SECTION 1. *Be it enacted by the General Assembly of the*
of Ohio, That the city council of any city of the second g
of the second class shall be and is hereby authorized to
bonds of such city, in an amount not exceeding one hun

d dollars, for the purpose of providing a fund with which hase the necessary real estate and to build thereon a son, mayor's court room and other necessary city offices, onds shall be sold according to law; the money aris- m the sale of such bonds to be paid into the city and placed to the credit of the city building fund, to nded for the purpose designated in this act and no Said bonds shall be of such denomination as the city of such city may deem best, in any sum not in excess mount hereinbefore named, and for a length of time eeding twenty years, and at a rate of interest not ex- five per cent. per annum, payable semi-annually; nds shall not be sold for less than their par value, and ceeds thereof, together with such premiums as may be therefrom, shall be applied to no other purpose than pose herein mentioned; said bonds shall be signed by or and clerk of said city, and be sealed with the seal orporation.

Denomination.

TION 2. The council of any such city is hereby au- to levy an annual tax not in excess of five-tenths of l on the general duplicate of such city, in addition to er taxes heretofore authorized to be levied or hereafter vied, for the redemption of said bonds and the pay- f the interest thereon until the said bonds and the thereon are paid and said bonds redeemed as the same come due.

Levy of tax.

TION 3. This act shall take effect and be in force from r its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

sed April 15, 1889.

[House Bill No. 369.]

AN ACT

le for the appointment of distributors of ballots, the printing of ts, and the distribution thereof at polling places, of cities of the d grade in the first class.

TION 1. *Be it enacted by the General Assembly of the State* That in cities of the second grade of the first class, the f elections appointed and constituted therein, pursu- ection 2926 of the Revised Statutes, as amended, and ion supplementary thereto, shall, on or before the first October of each year, after the passage of this act, appoint and every election precinct in any such city two elec- serve as distributors of ballots at all public elections erein.

Providing for the distribution of ballots at elections.

d distributors of ballots shall hold their office for the f one year from the date of their appointment, unless

sooner removed by said board, and must be electors of
city, and able to read and speak the English language flu
and understandingly, and write it readily and fairly, and
shall take an oath of office before entering on the d
thereof to the effect that he is a citizen of the United S
and of the state of Ohio, and an elector of such city, an
support the constitution of the United States and of the
of Ohio, and will faithfully discharge the duties of the
of distributor of ballots, and will use his utmost endeav
secure fair and honest elections in such city, and will no
close to any person how any elector has voted.

Qualification of distributors

All persons selected by said board of elections for
office, shall appear before said board at their office after tw
four hours' notice, either served on them personally or l
their usual place of residence, for examination as to their
ifications, before entering upon the duties of their office.
elector of such city so selected, who shall fail to appear
said board, as required by law, or who shall refuse or negl
serve or take and subscribe the oath of office, shall, unle
sufficient cause be excused by said board, upon convicti
any police court or before any justice of the peace in such
be fined in any sum not more than one hundred dollars (
nor less than twenty-five ($25), or imprisoned not to e
fifteen days, or both fined and imprisoned, in the disc
of the court.

Appointments to be non-partisan.

The said distributors of ballots for any precinct in
city shall not belong to the same political party. All ap
ments of such officers for every precinct shall be made
in good faith to secure equal representation of politica
ties, so far as practicable. Any vacancy in the office o
tributor of ballots shall be filled by said board, and any o
officers may be summarily removed from office by said bo
any time for incompetency, ineligibility, neglect of
malfeasance or misconduct therein. In all cases th
appointment by said board to such office for any precinc
be recognized as valid.

Whoever shall be appointed as such distributor of b
shall receive from the board of elections a certificate of ap
ment, which may be revoked at any time by said board
certificate to be in such form as may be prescribed b
board, and to specify the precinct and ward of such c
and for which the person to whom the same is issu
appointed to serve, the date of appointment, and the e
tion of his term of office.

Distributors of ballots, during the time they hold
certificate of appointment, shall be exempt from the pe
ance of military and jury duty.

May be removed; when.

If any distributor of ballots fails to attend at the op
of the polls in any precinct on the day of any public el
or shall, during the election, from any cause, become di
or unfit to act in distributing ballots, the judges of the el
or a majority of them, may summarily remove him, an
judge or judges of the same political party as such distr
of ballots shall forthwith appoint another competent

city to serve in his place, and one of the judges shall ter to him the oath of office above prescribed.

ice in writing of such appointment of distributor of hall immediately be sent by the judges making the the board of elections, and such person so appointed t perform any of the duties of his office until the has been sent to the said board. The person so ed to act temporarily as distributor of ballots shall the duties of the office after the sending of said notice, e board shall confirm his appointment or appoint for said office. Immediately upon the removal of tributor of ballots and filling the vacancy as above , a brief note of the proceedings shall be entered in books and subscribed by the judges so acting, and stating the cause of such removal.

How ballots distributed.

TION 2. The board of elections of any such city shall the necessary and suitable booths, boxes, or places, proper appliances from which election ballots or an be distributed for each and every election pre- such city, and shall cause the same to be erected or in close proximity to each and every polling place city before the day of every public election held and shall have the same taken down and properly nd cared for after such election is over.

enever requested in writing by the chairman or sec- f any political organization casting at the last preced- ion in such city more than five hundred votes, and d to said board of elections at least five days before ember election, or at least three days before any other lection to be held in such city, and accompanied by a accurate statement of the names of the candidates d by such political organization for the suffrages of tors of such city for such election, the said board shall e required number of ballots for such political organ- to be printed in legal form, and properly distributed and every polling place where required, at the sole of such city.

board shall cause all other legal ballots or tickets hall be presented to them at their office at least one re any public election, to be properly distributed at d every polling place in such city where required; and ballots or tickets presented to the distributors of bal- he day of any public election shall be distributed by the request of any elector of such city.

Duties of distributors of ballots.

TION 3. The distributors of ballots for each and ecinct in such city shall present themselves at the office oard of elections of such city on the day preceding any lection held therein, and procure the necessary ballots d by said board for their respective precincts, and with such ballots at their respective polling places he hour of six o'clock on the morning of such election, ll remain there on duty until after the close of the their precinct.

y shall furnish to every elector requesting the same,

such ballot or ballots as they shall have for distributio
assist every elector requesting their assistance in scratc
preparing his ballot for use in voting. They shall disc
no person the party or candidate for whom any elector
did vote, and shall keep inviolate any information that
to them or either of them, by reason of performing the
of their office. While exercising the duties of their offic
shall have full power and authority, and are hereby re
to keep the peace and good order at and about the p
holding the election, and to enforce obedience to their
commands. They shall especially keep the access
places for procuring and casting ballots open and unobst
prevent and suppress any and all riot, violence, tumu
disorder, and also any and all improper practices or at
tending to obstruct or intimidate electors from a free e
of their untrammeled right to vote, or tending to dis
interfere with the free and peaceful procuring and cas
ballots.

And they shall, at all hazards, be bound to preser
secure the ballots, booth, registers, lists of electors, poll
and ballot box at every election from destruction, vi
fraud or tampering, and shall preserve and protect all
given to them for distribution, and prevent their n
waste and destruction.

In the discharge of their duties they may, if d
necessary by them, or either of them, appoint and
any elector or electors to aid them in making know
orders and directions, and in enforcing the peace, an
may arrest or order the arrest of any person violating
the succeeding section of this act; but such arrest sh
prevent such person from voting if he is entitled so to

Loitering within one hundred feet of polls prohibited.

SECTION 4. During the receiving and counting
ballots at any public election in any such city, no per
persons shall congregate or loiter within one hundr
of the polling place, or in any manner hinder or del
elector in reaching or leaving the booth or place provi
containing and distributing ballots, or the place fixed f
ing the same, or within such distance of one hundre
exhibit any ballot or ticket which he has in his possess
intends to cast, to any person other than an offici
tributor of ballots, or a judge of the election, or solicit
any way attempt to influence any elector in casting hi
and no person shall, except an official distributor of
in such city, during the time of receiving votes, pedd
tribute, give, tender or exhibit any election ballot or
to any person whatsoever, with intent to have such
vote the same.

Compensation of distributors.

SECTION 5. Said distributors of ballots shall each
lowed and paid five dollars for each election at whic
serve, and no more, either from the city or county;
distributor of ballots shall be entitled to the compensa
fixed, except upon the allowance and order of the bo
elections, made at a session of said board, certifying tha
has fully performed his duty according to law, and sig

dent and secretary of the board. The lawful com-
n of the distributors of ballots appointed by said
nd the necessary expense of furnishing booths, boxes
from which to distribute ballots, and the expense of
and furnishing the ballots provided for by this act, to-
th all other necessary books, blanks, forms, stationery,
and printing required in the appointment of said
ors of ballots, and the distribution of ballots at the
ll be borne and paid by such city out of the general
on vouchers of said board, certified by its president
etary, specifying in every voucher the actual service,
supplies, prices and rates in detail, which shall be
by the city auditor, and upon his warrant to be paid
easurer of such city.

TION 6. And such distributor of ballots who shall neglect to perform his duty, or willfully desert his distributing ballots, or corruptly use his position, or way wrongfully interfere in such election, or canvass s for either or any party, or for any person, or dis-ny person how any elector has voted or will vote, or lly changes any election ballot or ticket, or willfully any elector in regard to his ballot, shall forfeit his ary as such officer, and on conviction shall be fined than twenty-five dollars ($25) nor more than one l dollars ($1,000), or imprisoned not less than thirty more than one year, or may be both fined and im-, in the discretion of the court.

Penalty for failure to obey this act.

person who willfully violates any provisions of sec-ee and four of this act, shall be fined not less than ive dollars ($25) nor more than one thousand dollars or imprisoned not less than thirty days nor more e year, or may be both fined and imprisoned, in the n of the court.

TION 7. This act shall take effect and be in force from r its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

ed April 15, 1889.

[House Bill No. 831.]

AN ACT

l children under fourteen years of age to attend school a certain length of time each year.

TION 1. *Be it enacted by the General Assembly of the State* That all parents, guardians and other persons who e of children shall instruct them, or cause them to be ed, in spelling, reading, writing, English grammar.

Children between eight and fourteen years compelled to attend school.

geography and arithmetic, and every parent, guard
other person having control and charge of any child b
the ages of eight and fourteen years, shall be required
any such child or children to a public or private schoo
period of not less than twenty weeks in city districts
year, ten weeks of which, at least, shall be consecutive,
village and township districts not less than sixteen w
each year, eight of which shall be consecutive, unles
child or children are excused from such attendance
superintendent of the public, private or parochial sch
cities, or by authority of the board of education in
and townships, when it shall have been shown to the s
tion of said superintendent, or said board, that the p
or mental condition of such child or children has bee
as to prevent his, her or their attendance at school,
said child or children are taught at home by some q
person or persons in such branches as are usually ta
primary schools.

Unlawful to employ children under fourteen years, except under certain conditions.

SECTION 2. That no child under the age of fourtee
shall be employed by any person, company or corp
during the school term, and while the public schools
session, unless the parent, guardian or other persons
care of such child, shall be able to give substantial pro
he or she has fully complied with the requirements of
1 of this act, or that such child has completed the usua
of primary and grammar grades in some public or
school, and such person, company or corporation sh
mand such proof before giving employment to any
and shall make a record of said proof given, and shall
quired, upon the request of the officer (hereinafter pr
for) to allow said officer to examine the said record, an
the record as provided for in section 6986*aa* of the R
Statutes, and any person, company or corporation emp
any child contrary to the provisions of this act shall b
to a penalty of fifty dollars for each offense, to be recov
an action for debt in any court, or before any justice
peace having jurisdiction, and such action shall be b
in the name of the clerk of the board of education.

Regarding minors over fourteen and under sixteen who cannot read and write English.

SECTION 3. That all minors over the age of fo
and under sixteen years, who cannot read and write th
lish language, shall be required to attend school at lea
half of each day, or to attend some evening school org
and maintained by the board of education, or to take
private instruction from some person qualified, in th
ion of the superintendent of schools in cities, and the
the board of education in villages and townships t
such branches until he or she shall obtain a certificat
the superintendent of schools in cities and the clerk
board of education in villages and townships, certifyi
said minor can read at sight and write legibly simp
tences in the English language, and every person, co
or corporation having such minor in employment sh
required to exact such school attendance from such min
be prepared, upon demand of the hereinbefore men
officer, to furnish evidence that such minor does compl

uirements of this act, and any person, company or cor-
n failing or neglecting to exact such school attendance
ch minors shall be liable as provided for in section 2
act; provided, such person, company or corporation
ot have made provisions for the private instruction
minors.

CTION 4. That every parent, guardian or other person
charge or control of any child under the age of sixteen
s been discharged from any business in order to be
l an opportunity to receive instructions or schooling,
nd such child to some public or private school until
ild shall have acquired such instruction as section 3 of
t requires, and in case of failure on the part of said
guardian or other person to comply with the provi-
this section and of section 1 of this act, unless such
hall have been excused from such attendance by the
tendent of public schools or the clerk of the board of
on in villages and townships for reasons stated in sec-
f this act, such parent, guardian or other person shall
ned guilty of a misdemeanor, and shall, on conviction,
e to fine of not less than five dollars or not more than
dollars for the first offense, and not less than twenty
subsequent offense, or to imprisonment for not less
e month nor more than three. The said fines, when
be added to the public school funds of such school
in which the offense occurs.

Where children have been discharged from employment by reason of this act.

CTION 5. That all children between the ages of seven
rteen years who are habitual truants from school, or
attendance at any public or private school are incor-
vicious or immoral in conduct; and all children be-
aid ages, and all minors between the ages of fourteen
teen who cannot read and write the English language,
sent themselves habitually from school, and habitually
about the streets and public places during school
having no business or lawful occupation, shall be
juvenile disorderly persons and subject to the pro-
of this act.

Habitual truants.

CTION 6. That in cities of the first and second class
rd of education of said cities shall be required to em-
e truant officer to assist in the enforcement of this act,
ant officer to be vested with police powers, and shall
norized to enter factories, workshops, stores, and all
laces where children may be employed, and perform
her services as the superintendent of schools or the
f education may deem necessary to the preservation of
rals and good conduct of school children and for the
ment of this act, and in villages and townships the
f education shall be required to appoint some constable
r person as truant officer, with same power as said
have in said cities, and the compensation of such
shall be fixed by the board of education.

Truant officers to be employed in certain cities.

CTION 7. That the truant officers shall make daily
to the superintendent of public schools during the
term in cities, and to the clerk of the board of educa-

Truant officers to make daily reports.

tion as often as the clerk shall require it to be done in v
and townships, and he shall also keep a record of his t
tions, subject to the inspection of the members and offi
the board of education, and it shall be the duty of th
of the board of education to provide suitable blanks f
truant officer.

Duties of truant officers.

SECTION 8. That it shall be the duty of all truant
to examine into all cases of truancy when any such
before their notice, or when requested to do so by the
intendent of public schools, or by the board of edu
and to warn such truants, their parents or guardians, i
ing, of the final consequences of truancy if persisted i
also to notify the parent, guardian or other person
the charge and control of any juvenile disorderly
that the said person is not attending any school,
require said parent, guardian or other person to cau
said child to attend some recognized school within fiv
from said notice, and it shall be the duty of said
guardian or other person having the legal charge an
trol of said child, to cause the attendance of said c
some recognized school; if said parent, guardian o
person having the legal charge and control of said
shall willfully neglect, fail or refuse to cause said c
attend some recognized school, it shall be the duty
officers to make, or to cause to be made, a complaint
said parent, guardian or other person having th
charge or control of such child, in any court of com
jurisdiction in the city, village or township in whi
offense occurred, for such refusal, failure or neglect, an
conviction thereof said parent, guardian or other per
the case may be, shall be punished by a fine of not les
five dollars nor more than twenty dollars, or the court
in its discretion, require persons so convicted to give bo
the penal sum of one hundred dollars, with one or mo
ties to be approved by said court, conditioned that said
so convicted shall cause the child or children under his
legal charge or control to attend some recognized schoo
in five days thereafter, and to remain at said school
the term prescribed by law; provided, that if said
guardian or other person in charge of such child shall
inability to cause said child to attend said recognized
then said parent, guardian or other person shall b
charged, and said court, upon complaint of said truant
or other person, that said child is a juvenile disorderly
as described in section 5 of this act, proceed to hear suc
plaint, and if said court shall determine that said chi
juvenile disorderly person within the meaning of this ac
child shall be deemed guilty of a misdemeanor, and sai
shall thereupon sentence said child to some juvenile re
tory, or county children's home, until such child shall
at the age of sixteen years, unless sooner discharged
board of trustees of said reformatory or home. Pro
however, that said sentence may be suspended in the
tion of the court, for such time as the child shall reg
attend school and properly deport himself or herself.

rovided that if for any cause the parent, guardian or rson having charge of any juvenile disorderly person, d in this act, shall fail to cause such juvenile disor- rson to attend said recognized school, then complaint uch juvenile disorderly person may be made, heard l and determined in the same manner as provided e the parent pleads inability to cause said juvenile y person to attend said recognized school; and it is rovided, that no child under the age of nine years ent to any juvenile reformatory or children's home e provisions of this act.

Proceedings when this act is violated.

TION 9. That it shall be the duty of officers empow- ppointed under this act to assist in the enforcement to institute, or cause to be instituted, proceedings ny parent, guardian or other person having legal r charge of any child, or corporation violating any of isions of this act; provided, that this law shall not be e in any school district where there are not sufficient dation to seat children compelled to attend school e provisions of this act, and that no prosecution shall uted against any parent, guardian or other person or charge of such, unless they have received due notifi- om an officer empowered under this act that they are violation of this act.

When this act may be suspended for a time.

TION 10. When any truant officer shall discover to atisfaction any child under the age of fourteen years, r partially dependent upon his or her own labor for a r who shall be the support of others unable to provide own sustenance, or when, in the judgment of the endent of the schools, or of the board of education, it necessary for such child to contribute to the support mily of which he or she is a member, it shall be the said truant officer to report such case to the proper es, whose duty it is to look after and care for the poor, ndeavor to obtain such relief as may release such m labor for such length of time each year as will be for compliance with section 1 of this act, but such ll not be declared a pauper or removed to any infirm- rmatory or children's home, unless he or she shall neglect to take advantage of the provisions made by nt officer for his or her relief and instruction, and nt officer failing to obtain such relief, the superin- of schools, or the board of education, may make suit- ngements for the private instruction of such child adversely conditioned.

Duty of teachers and principals under this act.

TION 11. That it shall be the duty of all principals hers of all schools, public and private, to report to the he board of education of the city, village or township schools are situated, the names, ages and residence pils in attendance at their schools, together with such ts as said clerk may require, in order to facilitate the out of the provisions of this act, and the said clerk nish blanks for said purpose, and said reports shall be

made in the last week of September, December, Febr
April in each year.

When corporations violate this act.

SECTION 12. That when any of the provisions
act are violated by a corporation, proceedings may
against any of its officers or agents of said corporation
any way participates in, or are cognizant of such viol
the corporation of which they are the officers or the ag
said officers or the agents shall be subject to the san
ties as individuals similarly offending.

Penalty

SECTION 13. Any person or officer mentioned in
and designated as having certain duties to perform
enforcement of any of its provisions, neglecting to
any such duties, shall be liable to a fine of not l
twenty-five dollars or more than fifty dollars for e
every offense.

Relating to other statutes.

SECTION 14. Any provision of statutes in force w
act takes effect, which conflicts with any provision
act, shall, to the extent it is inconsistent with the la
not otherwise, be held to be superseded by this act.
visions of this act shall apply to children entitled und
ing statutes to attend school at the institutions for the e
of the blind, and the deaf and dumb. Other provi
statutes in force, relating to school affairs, shall not be
by this act; sections 4023, 4024 and 4028 of the Revi
utes are hereby repealed.

SECTION 15. This act shall take effect January 1

ELBERT L. LAMPS
Speaker of the House of Repres
WM. C. LY
President of th

Passed April 15, 1889.

[House Bill No. 888.]

AN ACT

To authorize boards of county commissioners to procure, by pu
otherwise, material for road purposes.

When county commissioners may condemn material for road purposes.

SECTION 1. *Be it enacted by the General Assembly o*
of Ohio, That whenever the board of county comm
of any county in this state are unable to purchase of
tract with the owner or owners of any gravel bank
bed, or other deposit of gravel, or the owner or owner
stone, timber or other material in the judgment of su
of county commissioners necessary for the constru
repair of any road or highway within the said coun
fair and equitable terms, or in case the owner or ow
fuse to sell or contract with the county commissioner
such county for the sale of such material, on such
county commissioners agreeing to allow a reasonable [

therefor, then such board of county commissioners are ized and hereby empowered to condemn and appro- for public use said material in such quantities as, in gment of said board of commissioners, the public needs quire, allowing the owners therefor a just and equitable nsation for the same.

CTION 2. An appeal from the amount of compensation Findings may be appealed from. l by any such board of county commissioners, for the nt of any material condemned and appropriated as id for public use, shall be allowed to the probate court county, which appeal shall be perfected and docketed mode prescribed in sections 4689 and 4690 of the Re- tatutes of Ohio, except that the appellants shall be the ff and the board of county commissioners the defendant.

CTION 3. Upon such appeal, the probate court shall Proceedings in probate court. itself to the question of compensation presented by it, all forthwith, after the docketing thereof, cause a jury ve men to be selected and returned by the sheriff and f the county, as provided by law, and shall issue a commanding them to appear in court on the day and amed in the venire, which shall not be later than ten om its date, and sworn as jurors upon the trial of such

CTION 4. The probate court shall cause a notice to be How notice given. upon the appellant and upon the board of county com- ners to attend at the time and place designated for hear- h appeal, which notice shall be served by delivering erson named therein a copy thereof, or by leaving such his usual place of residence, and if any parties are idents of the county, and have an agent or attorney service on such agent or attorney shall be sufficient, notice may be sent to another county for service upon rty residing or being therein; and if the appellant is a ident, when he perfects his appeal, he shall leave with bate judge the name of an agent or attorney in the upon whom service of such notice may be made; and il to do so no service upon him shall be necessary; and upon a guardian shall be sufficient service upon his and all further proceedings upon such appeal, relating lenges, selection of talesmen, oath of jurors and con- the trial shall be the same as is prescribed in sections d 4703 of the Revised Statutes of Ohio, in so far as oceedings are applicable to the trial of the appeal herein d for.

CTION 5. If the compensation awarded to such appel- Costs; how paid. appeal is not greater than the compensation allowed board of county commissioners, such appellant shall the costs made on such appeal, and judgment shall be against the appellant therefor, for which execution awarded; but if, upon such appeal, a greater compen- s awarded than was awarded by the board of county sioners, judgment shall be entered against said board nissioners for such costs.

SECTION 6. This act shall take effect and be in fo and after its passage.

ELBERT L. LAMPS
Speaker of the House of Repres
WM. C. LY
President of the

Passed April 15, 1889.

[House Bill No. 999.]

AN ACT

To facilitate the placing of children from children's homes i families.

Preamble.

WHEREAS, If proper facilities were provided, lar bers of children from the children's homes of the stat find homes in private families, where they would hav opportunities for education, training and success, th now have; and

WHEREAS, At present no adequate means are whereby said children can be placed out in families, an supervision maintained over them after they have placed; therefore,

Trustees of children's homes may appoint visiting agent.

SECTION 1. *Be it enacted by the General Assembly of of Ohio*, That the trustees of each and every childre in the state may appoint a competent person as visitin whose duty it shall be to seek places for such childr ever suitable homes can be found in private familie they will be properly educated, trained and cared fo agent shall visit each child so placed not more tha in each year, when practicable, and shall repo time to time to the trustees the condition of each ch brutal or ill-treatment of same, or failure to provide food, clothing or school facilities of such child in th where placed. Said agent shall [perform] his duties u direction of the trustees and superintendent of the c home for which they may be appointed, and he assigned such other duties not inconsistent with hi employment, as the trustees may prescribe, and his ment shall be for one year, or until his successor appointed, and he shall receive such reasonable comp for his services as the said trustees may provide.

Trustees of different counties may unite under this act.

SECTION 2. The trustees of children's homes i more counties in the state may unite in the employ visiting agent, who shall serve the said trustees in su ner and with such compensation as the trustees so may prescribe.

SECTION 3. This act shall take effect and be in f and after its passage.

ELBERT L. LAMPS
Speaker of the House of Repre
WM. C. LY
President of th

Passed April 15, 1889.

[House Bill No. 1086.]

AN ACT

o amend chapter 14 of title II of the Revised Statutes.

ION 1. *Be it enacted by the General Assembly of the State* That chapter 14 of title II of the Revised Statutes be by the addition of a section, to be numbered section follows, to wit:

How number of trustees of certain colleges increased.

3771*a*. The board of trustees of any university or eretofore incorporated, but not under the patronage ences or other ecclesiastical bodies of any religious ation, as described in section 3736, may increase the of such trustees to twenty-four, exclusive of the presi- less number, and may divide said trustees into four ach class to serve six years, and one class to be chosen , for said term; but one trustee of each class may be y the votes of the alumni of such university or col- ne board of trustees shall so provide by by-law, in se it shall also be the duty of the board of trustees to by such by-laws, a method of nominating and elect- appointee of the alumni. The president of such y or college shall, ex officio, be a trustee perpetually, not be included in the classes going out in rotation. l be necessary, in the first enlargement of the board es, under this section, to distribute new members to al classes, whose terms shall expire by rotation, the ion may be made in such manner as the board may that no trustee shall be elected for a longer term years.

ION 2. This act shall take effect and be in force from its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

ed April 15, 1889.

[House Bill No. 1234.]

AN ACT

end section 2303 of the Revised Statutes of the state of Ohio.

ION 1. *Be it enacted by the General Assembly of the State* That section 2303 of the Revised Statutes of the state as amended March 16, 1881, be amended so as to read :

Proceedings in improvements and repairs.

2303. When the corporation makes an improve- repair provided for in this chapter, the cost of which ed five hundred dollars, it shall proceed as follows:

First—It shall advertise for bids for the period
weeks, or if the estimated cost exceed five thousand
four weeks, in two newspapers published in the corpo
or one newspaper, if only one is published therein;
posting advertisements in three public places in the c
tion, if no newspaper is published therein.

Second—The bids shall be filed with the clerk of th
of improvements or board of public works (city co
sioners), as the case may be, sealed up, by twelve o'cl
noon on the last day, as stated in the advertisement.

Third—The bids shall be opened at twelve o'cl
noon on the last day for filing the same, by the cle
mayor, the civil engineer and the assistant civil engin
any two of them, and publicly read by the officer openi
same, and filed in the office of the clerk, and shall be re
by the clerk of the council, board of improvements, o
of public works (city commissioners), as the case may
the next regular meeting thereafter.

Fourth—Each bid shall contain the full name of
person interested in the same, and shall be accompanie
sufficient guaranty of some disinterested person, that
bid is accepted a contract will be entered into and th
formance of it properly secured.

Fifth—If the work bid for embraces both labor a
terial, they shall be separately stated, with the price t

Sixth—None but the lowest responsible bid shall
cepted, when such bids are for the labor or material sepa
provided, that when the character of the material of th
provement has not been determined upon before the b
received, that the lowest responsible bid for the improv
with the material determined upon after the bids hav
received, shall be accepted; but the council may, in i
cretion, reject all the bids, or it may, at its discretion,
any bid for both labor and material which may be the
aggregate cost of such improvement or repairs.

Seventh—The contract shall be between the corpo
and the bidder, and the corporation shall pay the co
price for the work in cash; provided, however, that th
tract price may be paid in assessments, as the council,
discretion, may have previously determined; and suits
cover or enforce such assessment may be brought in the
of the corporation.

Eighth—If two or more bids are equal in the wh
any part thereof, and are lower than any others, eithe
be accepted; but in no case shall the work be divided b
them.

Ninth—When there is reason to believe there is col
or combination among the bidders, or any number of
the bids of those concerned therein shall be rejected.

SECTION 2. That section 3203 of the Revised Stat
the state of Ohio, as amended March 16, 1881, be and th
is hereby repealed.

TION 3. That this act shall take effect and be in force d after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

ed April 15, 1889.

[House Bill No. 1286.]

AN ACT

section 2 of an act passed April 5, 1888 (O. L., v. 85, p. 158), ed "an act to amend sections 1, 2, 3 and 4 of an act entitled 'an amend sections 1, 2 and 3 of an act entitled an act to provide e relief of indigent Union soldiers, sailors and marines, and the ent wives, widows and minor children of indigent or deceased soldiers, sailors and marines,' passed March 4, 1887, and to d section 4 of an act passed May 19, 1886 (O. L., v. 83, p. 232)," March 16, 1887 (O. L., v. 84, p. 100), as amended March 27, and to amend section 5 of an act entitled "an act to provide for elief of indigent Union soldiers, sailors and marines, and the ent wives, widows and minor children of indigent or deceased soldiers, sailors or marines," passed May 19, 1886 (O. L., v. 232).

TION 1. *Be it enacted by the General Assembly of the State* That section 2 of the above entitled act, passed April and section 4, as amended March 27, 1889, be amended ead as follows:

2. It is hereby made the duty of the soldiers' relief ion hereinafter provided, in each county in this state, s practicable after the passage of this act, and annually r on the first Monday in January in each year, to ap- each township, in such county, and for each ward in in any such county, a soldiers' relief committee, con- f three persons, residents of each such township and ho shall be honorably discharged Union soldiers, marines, provided that if there are no such soldiers or marines who are residents of [any] such town- ard, then there shall be appointed three reputable one of whom shall be designated as chairman of such or ward soldiers' relief committee; and to fill all s that may occur in any such committee, and to re- y member of any such committee for cause; and it the duty of each such township and ward soldiers' mmittee, in its respective township or ward, to re- applications for relief, under the provisions of this applicants residing in such township or ward, to carefully into the case of each applicant, and on the day in May in each year, to make a list of the names digent Union soldiers, sailors and marines, and the parents, wives, widows and minor children of the o are residents in such township or ward, who have

Soldiers' relief committee; how appointed

Lists of persons entitled to relief to be made.

been bona fide residents of the state one year, and county six months, next prior to said first Monday in and who, in the opinion of any such township or ward committee, require aid, and are entitled to relief und provisions of this act; and it shall be the duty of the man of each township and ward soldiers' relief commit other member of such committee authorized by such mittee, to deliver such list to the soldiers' relief comm hereinafter provided, or its secretary, on or before th Monday in such month of May, together with a statem each applicant for relief, of the income, if any, of the cant, the amount of taxable property, real and perso stocks, bonds, moneys on hand, loaned or deposited i bank or elsewhere, shares in building associations, mor notes or other articles of value from which an inco revenue is derived by the applicant; said statements sh made upon blanks which shall be furnished by the so relief commission, and shall be subscribed by the appl and in case any false statement is made therein by a plicant for relief, or guardian for such applicant, such cant or guardian shall be deemed guilty of a misdem and, upon conviction before any court of competent ju tion, shall be fined in any sum not exceeding fifty d nor less than twenty dollars, and be imprisoned in the c jail for a period not exceeding sixty days nor less than

Determination of amount necessary for such relief.

days. And on said last Monday in May, said comm shall meet and determine from said lists the probable a necessary for the aid and relief of such indigent perso the ensuing year, together with an amount sufficient, judgment of said commission, to furnish relief to an indigent persons not named in said lists, whose right t relief shall be established to the satisfaction of such comm Such commission, after determining the probable a necessary for the purposes aforesaid, shall certify the s the county commissioners of the county, who, at their session, shall make such levies as shall be necessary to the required relief, not exceeding three-tenths, exce counties containing a national soldiers' home not exc five-tenths, of a mill per dollar on the assessed value property of the county.

Duties of commission.

Sec. 4. The soldiers' relief commission shall meet office of the county commissioners, or in a suitable roo nished by them for that purpose, on the fourth Mon November of each year, and at such other times as n necessary, and examine carefully the several lists and ments of those reported by the township and ward so relief committees, and also the cases of all not included said lists, who, before and during their session, may made application to said commission for aid under th visions of this act; and being satisfied that those so re or so making application as aforesaid, or any of them, need of assistance and are entitled thereto under the ions of this act, shall fix the amount to be paid per mo each case to such person or family. Upon the conclus said examination and the determination of said m

nce, the commission shall make a complete list of those om relief has been so awarded, showing the monthly nt so awarded to each person, and, so far as practicable, ace of residence of each, and certify the same to the r of their county, who shall, within ten days thereafter, nit to the township clerks, in his county, a list of the of the persons in the respective townships, and the nt payable monthly to each; whereupon, the auditor, first day of each month after said fund is ready for dis- ion, shall issue to the treasurer of each township his nt upon the treasurer of the county for the amount ed to the persons in such township, and such township rer shall disburse the same in the amounts and to the s named in the list furnished to the township clerk as aid, taking receipts therefor. Except that in all town- embracing a county seat, and in which the office of treasury is kept, it shall be the duty of the county rer to disburse said fund to the persons named in the be furnished to him by the township or city clerk, the ounty treasurer taking proper receipts therefor. And n person certified by the commission to the auditor as aid, and not included in any of the lists furnished to hip clerks, the auditor shall issue his warrant upon the treasurer for the monthly allowance awarded to such ; provided, that such commission, upon proper cause , may appoint some suitable person to draw, receipt for roperly expend the allowance made to any person under ovisions of this act, for the benefit of the person to the allowance has been made, and the indigent mem- f his or her family; and provided further, that said ission, at any meeting, may increase, decrease or dis- ue any allowance theretofore awarded, which action e by them certified to the county auditor, who shall l his list in accordance therewith. And in case such e relate to the allowance to any person resident in any hip, the same shall be certified to the township clerk, all amend his list accordingly and certify the same to the hip treasurer, and if the amount due said township, uch change, increase the amount theretofore allowed wnship, the auditor shall issue to the township treas- is warrant upon the county treasurer for such additional nt; provided further, that the commission may, at any in case of sickness, accident or great destitution, upon evidence, grant immediate relief to any person entitled o under the provisions of this act, under such rules as ommission may designate; and, provided further, that money so awarded as relief shall not be called for by plicant, before the first Monday in December, annually, amounts shall be paid into the county treasury to the of the relief fund; and, provided further, that "town- as designated in section 2 of this act shall include no f a township embraced within the limits of a city.

Disbursements

Allowance may be increased, decreased, or discontinued.

Immediate relief may be granted in certain cases.

SECTION 2. That section 2 of the said act, passed April 5, and section 4, as amended March 27, 1889, be and the are hereby repealed, saving from the operation of such

repeal all acts done and allowances made by any soldiers
lief commission prior to the passage of this act.

SECTION 3. This act shall take effect from and after
passage.

ELBERT L. LAMPSON,
Speaker of the House of Representat
WM. C. LYON,
President of the Se

Passed April 15, 1889.

[House Bill No. 1401.]

AN ACT

To amend section 3920 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the of Ohio*, That section 3920 of the Revised Statutes of Ohio b amended as to read as follows:

Regular and special meetings of board.

Sec. 3920. The board of education shall hold reg sessions on the third Monday of April and the last Mon of August in each year at the usual places of holding to ship elections, or at such place in the immediate vici thereof as may be convenient, for the transaction of busi and may adjourn from time to time or hold special meet at any other time or place within the township as it de desirable, for the transaction of business, which special m ing may be called by the township clerk, by the presider the board, or by two or more members of the board, but member of the board must be duly notified thereof person or by written notice left at his residence or usual pla business.

SECTION 2. The said section 3920 is hereby repea and this act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representa
WM. C. LYON,
President of the Se

Passed April 15, 1889.

[House Bill No. 1420.]

AN ACT

To allow the commissioners of Cuyahoga county certain compensati herein provided.

SECTION 1. *Be it enacted by the General Assembly of the of Ohio*, That the following be enacted as supplementa section 897 of the Revised Statutes, as amended April 8,

ec. 897*c*. In counties which contain a city of the first second grade, each commissioner shall be allowed for ses incurred by said commissioner, in the proper dis- e of his duties within said county, the sum of three red dollars ($300) per annum, said sum to be paid out of unty treasury on the warrant of the county auditor. Allowance for expenses of county commissioners.

ECTION 2. This act shall take effect on and after its ge.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

assed April 15, 1889.

[House Bill No. 1467.]

AN ACT

nd section 40 of the Revised Statutes, as amended March 16th, 1880.

ECTION 1. *Be it enacted by the General Assembly of the State o*, That section forty of the Revised Statutes, as amended 16th, 1880, shall be amended so as to read as follows: Salary and mileage of members of general assembly.

ec. 40. Each member of the general assembly shall e the sum of six hundred dollars for each year of the of his office, to be paid in monthly installments, not ding one hundred and fifty dollars; provided, that there be paid at the close of each session the amount due for ear, and also twelve cents per mile each way for travel- om and to his place of residence, by the most direct of public travel to and from the seat of government, any member is absent without leave, or is not excused return, there shall be deducted from his compensation m of five dollars for each day's absence.

ECTION 2. That section 40 of the Revised Statutes, as ded March 16th, 1880, is hereby repealed.

ECTION 3. This act shall be in force from its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

assed April 15, 1889.

[House Bill No. 1471.]

AN ACT

amend section 2276 of the Revised Statutes of the state of Ohio.

ECTION 1. *Be it enacted by the General Assembly of the State io*, That section 2276 of the Revised Statutes of the f Ohio be amended so as to read as follows:

Assessment on property of the corporation.

Sec. 2276. When the whole or any portion of an i provement authorized by this title passes by or through public wharf, market space, park, cemetery, structure for t fire department, water works, school building, infirmary, m ket building, work-house, hospital, house of refuge, gas wor public prison or any other public structure or public groun within and belonging to the corporation, the council m authorize the proper proportion of the estimated costs and penses of the improvement, to be certified by the clerk of t corporation to the county auditor, and entered upon the t list of all the taxable real and personal property in the c poration, and the same shall be collected as other taxes; p

Provision.

vided, that in cities of the second grade of the first class, t special assessment for such improvements shall be paid fr the fund of the department controlling the property, throu or by which the improvement passes.

SECTION 2. This act shall take effect and be in fo from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representati
WM. C. LYON,
President of the Sen

Passed April 15, 1889.

[House Bill No. 1473.]

AN ACT

To authorize the governor to execute a deed conveying certain land Henry county, Ohio, to Catharine B. Felker.

Governor authorized to execute a deed.

WHEREAS, On December 2, 1850, Ira Richardson a Cyrillas Page purchased from the state of Ohio the southw quarter of the southeast quarter, section nineteen (19), tow ship four (4) north, range six (6) east, in Henry county, Oh and

WHEREAS, The said Ira Richardson and Cyrillas P paid to the state of Ohio the full contract price for said la but never received a deed therefor; and

WHEREAS, Catherine B. Felker purchased said land good faith, and has made permanent and valuable impro ments thereon; therefore,

SECTION 1. *Be it enacted by the General Assembly of the S of Ohio*, That the governor is hereby authorized to e cute a deed conveying to Catharine B. Felker the southw quarter of the southeast quarter, section nineteen (19), tow ship four (4) north, range six (6) east, in Henry county, Oh

SECTION 2. This act shall take effect and be in fo from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representati
WM. C. LYON,
President of the Sen

Passed April 15, 1889.

[House Bill No. 1486.]

AN ACT

end section 1945 of the Revised Statutes of Ohio, as amended April 19, 1881.

ECTION 1. *Be it enacted by the General Assembly of the State io*, That section 1945 of the Revised Statutes be amended to read as follows:

Police life and health insurance fund.

ec. 1945. Fifteen per cent. of all rewards, fees, proceeds ts, and emoluments that may be allowed by the board of e to be paid, or given on account of extraordinary services member of the police force, all unclaimed money, the pro- arising from the sale of unclaimed property, and one- of the moneys received by the board from all sources ever, the disposition of which is not otherwise provided y subdivision two, chapter five, division five, title twelve, e Revised Statutes of Ohio, one-third of all the moneys col- d by the police court on account of the service by the e force of writs issued by such court, all policeman's fees, bers of the police force to be allowed the same fees as r persons in the police court, which shall be charged by lerk in the bill of costs and collected of the defendant in of conviction, as in case of other witnesses, all witness allowed members of the force in the criminal court of the ty, all of which fees when collected, and all fines imposed he board of police upon members of the force for violation les shall be paid to the trustees of the police pension , who shall deposit the same into the city treasury to the it of said police pension fund; and the persons who, from to time constitute the board of police commissioners of city, and five members of the police force, to be elected by members of said force on the first Tuesday of January of year, are hereby declared trustees of such fund, and the ident of said board of police shall be the president of the d of trustees hereby created, and the secretary of said d of police shall be the secretary of said board of trustees, it is hereby made the duty of said secretary to keep a rec- of the proceedings of said board of trustees and all action n by it with regard to said fund, and with regard to the bers of said police force, as herein provided, and said trus- shall have power to draw such fund from the treasury on warrant of the president, countersigned by the secretary, may invest the same in interest bearing bonds of the ted States, the state of Ohio, and the city of Cleveland, or sit the same in responsible savings and loan associations he city of Cleveland, and have power to draw the same n the treasury for that purpose, and shall make reports to city council of the condition of the fund on the first day anuary of each year.

SECTION 2. That the original section 1945, as amended il 19, 1881, be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in from and after its passage.

ELBERT L. LAMPSON
Speaker of the House of Represent
WM. C. LYON
President of the S

Passed April 15, 1889.

[House Bill No. 1500.]

AN ACT

To supplement section 138 of an act entitled "an act to amend, revi consolidate the statutes relating to municipal corporations known as title XII, part 1, of the act to revise and consolidate t eral statutes of Ohio," passed May 14, 1878.

SECTION 1. *Be it enacted by the General Assembly of th of Ohio*, That the following shall be supplementary to s 138 of an act entitled "an act to amend, revise and co date the statutes relating to municipal corporations, known as title XII, part 1, of the act to revise and conso the general statutes of Ohio," passed May 14, 1878, and known as section 138*a*:

Compensation to be fixed by police commissioners.

Sec. 138*a*. The pay, in all cases, shall be fixed b board of police commissioners, and the salaries shall be monthly to each person entiled thereto, and in cities first grade, second class, the police commissioners shall r as compensation for their services the sum of three hu dollars, to be paid in quarterly installments.

SECTION 2. This act shall take effect from and af passage.

ELBERT L. LAMPSON
Speaker of the House of Represent
WM. C. LYON
President of the S

Passed March 15, 1889.

[House Bill No. 1508.]

AN ACT

To increase the salary of township clerks in certain township

Salary of township clerks in certain townships.

SECTION 1. *Be it enacted by the General Assembly of th of Ohio*, That in any township of the state having a p tion at the last federal census, in 1880, and which at an sequent federal census may have a population of 21,17 township trustees of such township may allow the thereof a compensation not to exceed two hundred and

s in any one year, to be paid out of the township ry.

ECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[House Bill No. 1511.]

AN ACT

the time when county treasurers shall pay certain funds into the state treasury.

When dow tax to be paid into state treasury.

ECTION 1. *Be it enacted by the General Assembly of the State io*, That the county treasurers of this state, on or before t day of January and the 1st day of July in each year, report to the auditor of state the amount of money paid he treasury of the county under the provisions of sections nd nine of an act to provide against the evils resulting the traffic in intoxicating liquors, passed May 14, 1886, ended March 26, 1888; and such treasurer shall, on or the 10th day of January and the 10th day of July of year, remit by draft or otherwise, as the auditor of state direct, to the treasurer of state the money due the state wn by such statement.

ECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[Senate Bill No. 457.]

AN ACT

To supplement section 251 of the Revised Statutes of Ohio.

ECTION 1. *Be it enacted by the General Assembly of the State io*, That section 251 of the Revised Statutes be supplemented as follows:

Requiring railroad companies to pay a fee of one dollar per mile to commissioner; penalty for neglect.

ec. 251*a*. At the time of filing the report required by n two hundred and fifty-one, every corporation or com- operating a railroad, or any part of a railroad, within tate, shall pay to the commissioner a fee of one dollar ile for each mile of track, whether main, branch, double track, operated by them within this state. Any cor-

poration or company failing to pay such fee, at the tim
scribed, shall forfeit and pay a sum of not less tha
thousand nor more than five thousand dollars. Al
received by the commissioner under this section shall b
by him into the state treasury, upon an order from the a
of state.

SECTION 2. This act to take effect on and aft
passage.

ELBERT L. LAMPSO
Speaker of the House of Represen
WM. C. LYO
President of the

Passed April 15, 1889.

[House Bill No. 814.]

AN ACT

To regulate by taxation the use of fishing nets in Lake Erie and
ervoirs of the state.

SECTION 1. *Be it enacted by the General Assembly of th
of Ohio*, That the following section be enacted as s
mentary to section 6968 of the Revised Statutes, as am
April 14, 1888, with sectional numbering as follows:

Regulating by taxation the use of fishing nets in Lake Erie and the reservoirs of the state.

Sec. 6968*b*. That every corporation, firm or person en
in fishing with pound net, double heart trap net, sein
net, fyke or set net, or other kind of net, in Lake Erie,
any bay, harbor or estuary of said lake, or in the wat
what are known as Mercer county, Lewistown, or Licki
ervoirs, shall pay, semi-annually, into the treasury of the
to the credit of the general revenue fund, upon each net
the following sums: Upon each pound net set in Lak
four dollars; upon each double heart trap net, five d
upon each pound net set in Sandusky, Portage or M
bays, two dollars; upon each gill net, per one hundre
fifteen cents; upon each seine (except those used on
catching minnows for bait), four dollars; upon each f
set net, using leads, two dollars; upon each fyke, or s
without leads, one dollar; and on any other net or ne
herein specified, five dollars. The owner or owners o
nets shall report to the auditor of state, on or before th
day of April and the first day of August, in each yea
number of nets of each kind herein named owned o
trolled by him or them, to be used, during the fishing s
in the waters named, and, upon the warrant of the a
shall pay into the state treasury the amount assessed
act upon such nets, for which amount the treasurer shal
to such person or persons, his receipt. The treasurer
notify the chief warden of such payment, and the chi
den shall issue, to such person or persons who have mad
report and payment, a metal tag for each net so re

tal tags shall be consecutively numbered, and one affixed to each net placed or set for fishing; and the of such tag from any net fixed, set or placed for fish- l be evidence of violation of this act. Any person ns using any net or nets herein named, in any of the escribed, upon which the tax has not been paid, shall, nviction, be held to pay upon every such net a sum double the amount herein named, as the tax upon t or nets, in addition to the penalty fixed in section nd such net or nets may be taken and sold for the ion of such judgment.

TION 2. This act shall take effect July 1st, 1889.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

sed April 15, 1889.

[House Bill No. 921.]

AN ACT

To amend section 5340 of the Revised Statutes of Ohio.

TION 1. *Be it enacted by the General Assembly of the State* That section 5340 of the Revised Statutes of Ohio be ded as to read as follows:

5340. The plaintiff, if a non-resident of the county h the action is brought, or a partnership suing by its y name, must furnish sufficient security for the costs; ty must be a resident of the county, and approved by , and his obligation shall be complete by indorsing mons, or signing his name on the petition, as or costs; he shall be bound for the payment of all ich may be adjudged against the plaintiff in the court the action is brought, or in any other court to which e carried, and for all costs which may be taxed against ntiff in such action, whether he obtained judgment or t the plaintiff may deposit with the clerk of the court n of money, as security for costs in the case as, in the of the clerk, will be sufficient for the purpose; and k may, on motion of the defendant, and if satisfied h deposit is not sufficient, require the same to be d, or personal security to be given. Provided, that isions of this section shall not apply to re-enlisted volunteers, who are seeking to avail themselves of the ns of an act "to authorize and require the payment of to veteran volunteers," passed April 16, 1887, and April 16, 1880.

When plaintiff must give security for costs.

TION 2. This act shall take effect and be in force after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

ed April 15, 1889.

[House Bill No. 1026.]

AN ACT

To amend section 8 of an act entitled "an act relating to the impri
of convicts in the Ohio Penitentiary, and the employment,
ment and release of such convicts by the board of managers,"
March 24, 1884 (81 O. L., 72), as amended May 4, 1885 (82 O.

SECTION 1. *Be it enacted by the General Assembly of th*
of Ohio, That said section eight of said above entitled
amended May 4, 1885, be so amended as to read as foll

Parole of prisoners.

Sec. 8. That said board of managers shall have po
establish rules and regulations under which any prison
is now, or hereafter may be, imprisoned under a se
other than for murder in the first or second degree, wh
have served a minimum term provided by law for the
for which he was convicted (and who has not previousl
convicted) of felony, and served a term in a penal insti
and any prisoner who is now or hereafter may be impr
under a sentence for murder in the first or second degr
who has now or hereafter (shall have served under sai
tence twenty-five full years), may be allowed to go
parole outside of the buildings and enclosures, but to r
while on parole, in the legal custody and under the con
the board, and subject at any time to be taken back
the enclosure of said institution; and full power to
such rules and regulations, and to retake and reimpris
convict so upon parole, is hereby conferred upon said
whose written order, certified by its secretary, shall be
cient warrant for all officers named therein, to authoriz
officer to return to actual custody any conditionally r
or paroled prisoner; and it is hereby made the duty
officers to execute said order the same as ordinary cr
process.

SECTION 2. That said section eight, as amended
1885, is hereby repealed; and this act shall take effect
passage.

ELBERT L. LAMPSO
Speaker of the House of Represen
WM. C. LYO
President of the

Passed April 15, 1889.

[House Bill No. 1414.]

AN ACT

To provide for additional places to pay taxes, other than the
treasurer's office, in counties containing a city of the first class
grade.

SECTION 1. *Be it enacted by the General Assembly of th*
of Ohio, That in all counties containing a city of the firs
second grade, the county commissioners shall, in addit
the regular office now provided for the county treasu

Providing additional places to pay taxes other than the treas-

eipt of taxes and assessments, name and designate such outside of the corporate limits of said cities, and such place or places within the corporate limits of said cities, by them be considered most convenient for the tax-; provided, however, that no such place or places shall be ated other than those provided with safes and proper es for receiving and safe keeping of all money so ed at said places for taxes. urer's office in certain counties.

ECTION 2. The county treasurer shall appoint suitable s to act as his deputies or clerks for the receiving of t said places, and shall require them to give a good and ent bond for receiving, safe keeping and paying over to ounty treasurer all moneys so received for taxes. Deputies.

ECTION 3. All moneys so received for taxes shall be ed by said deputies or clerks on or before Tuesday of nd every week, for the week next preceding, and shall osited with the county treasurer, and his receipt taken or; and said report or reports shall be verified by the f said deputy or deputies, clerk or clerks. Reports by deputies of taxes collected.

ECTION 4. Said places shall be kept open for the receipt es during proper business hours, and may remain open all business days between the 1st day of December he 25th day of January next thereafter, and between t day of June and the 20th day of July of each and year. When taxes may be paid.

ECTION 5. The commissioners shall direct the county r to make out such tax lists or duplicates as may be ary for the full compliance with the provisions of this act, low him, when not otherwise provided, reasonable com-ion therefor. Duties of county auditor as to duplicates, etc.

ECTION 6. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

assed April 15, 1889.

[House Bill No. 1496.]

AN ACT

nd section 1692 of the Revised Statutes of Ohio, as amended April 20, 1881 (78 vol. O. L., p. 254), and March 27, 1889.

ECTION 1. *Be it enacted by the General Assembly of the State* , That section 1692 of the Revised Statutes of Ohio, as ded April 20, 1881, and March 27, 1889, be so amended ead as follows:

ec. 1692. In addition to the powers specifically granted s title, and subject to the exceptions and limitations in parts of it, cities and villages shall have the general s enumerated in this section, and the council may pro-y ordinance for the exercise and enforcement of the

Riots, gambling, etc.

1. To prevent riots, gambling, noise, and disturl indecent and disorderly conduct or assemblages, and pr the peace and good order, and protect the property municipal corporation and its inhabitants.

Billiards, tenpins, etc.

2. To regulate billiard tables, nine or ten-pin all tables, and ball-alleys; and to authorize the destruct instruments or devices used for the purpose of gamblin

Nuisance.

3. To prevent injury or annoyance from an dangerous, offensive, or unwholesome, and to caus nuisance to be abated.

Houses of ill-fame.

4. To suppress and restrain disorderly houses and l of ill-fame, and to provide for the punishment of all lew lascivious behavior in the streets and other public place

Beer saloons.

5. To regulate ale, beer, and porter houses and sho

Taverns.

6. To regulate taverns and other houses for public tainment.

Theatrical exhibitions.

7. To regulate, restrain or prohibit theatrical exhib and public shows, and exhibitions, of whatever na nature, for which money or other reward is in any m demanded or received; but lectures on historic, liter scientific subjects shall not come within the provisions section.

Auction of animals.

8. To regulate or prohibit the sale of live do animals at public auction in the streets, alleys, highwa any public ground within the corporation.

Auctions.

9. To regulate auctioneering, and to regulate, lice prohibit the sale at auction of goods, wares and merch imported into the corporation for the purpose of being s auction.

Carriages, drays, etc.

10. To regulate the use of carts, drays, wagons, ha coaches, omnibuses, and every description of carriages may be kept for hire, or livery-stable purposes.

Animals running at large.

11. To regulate, restrain, and prohibit the running at within the corporation, of cattle, horses, swine, sheep, geese, and other animals, and to impound and hold the and on notice to the owners, to authorize the sale of the or any portion thereof, for the penalty imposed by any nance, and the cost and expenses of the proceedings.

Dogs.

12. To regulate or prohibit the running at large of and provide against injuries and annoyances therefrom to authorize the destruction of the same when runni large contrary to the provisions of any ordinance to effect.

Fast driving.

13. To prevent and punish fast driving or ridi animals, or fast driving or propelling of vehicles throug public highways.

Explosives.

14. To regulate the transportation and keeping of powder and other explosive and dangerous combustibles to provide or license magazines for the same.

. To regulate the transportation of articles through the and prevent injuries to the streets from overloaded es. — Transportation.

. To regulate the weighing and measuring of hay, nd coal, and other articles exposed for sale. — Weighing.

. To guard against injuries by fire. — Fire.

. To lay off, establish, open, widen, narrow, straighten, , keep in order and repair, and to light streets, alleys, grounds, and buildings, wharves, landing places, bridges, arket spaces within the corporation, including any n of any turnpike or plank road therein, surrendered ondemned by the corporation, and to provide for lay- wn gas pipes. — Streets.

. To construct, open, enlarge, excavate, improve, straighten, or extend any canal, ship-canal, or water- located in whole or in part within the corporation. — Canals.

. To regulate the cleaning and sprinkling of streets, and public grounds. — Street cleaning.

. To open, construct, and keep in repair sewers, drains, tches. — Sewers.

. To establish, repair, and regulate water-closets and s. — Privies.

. To erect, establish, regulate, and repair pest-houses, als, and infirmaries. — Hospitals.

. To establish a board of health and invest it with owers and impose upon it such duties as may be neces- o secure the inhabitants from the evils of contagious, ant and infectious diseases. — Board of health.

. To build jails or other places of confinement, and to te the same. — Jails.

. To erect market-houses, and to establish and regu- arkets. — Markets.

. To regulate the erection of buildings, fences, and structures within the corporate limits. — Buildings and fences.

. To provide public cemeteries, and for the improve- and protection thereof, and to regulate the burial of the — Cemeteries.

. To organize and maintain a police department. — Police.

. To organize and maintain a fire department, erect ary buildings therefor, and to purchase and hold all ary hose, engines, carts, ladders, carriages, tools and ments therefor. — Fire department.

. To provide for a supply of water, by the construction lls, pumps, cisterns, aqueducts, water-pipes, reservoirs, ater-works, and for the protection thereof, and to pre- nnecessary waste of water, and the pollution thereof. — Water.

. To hold and improve public grounds and parks, and vide for the protection and preservation of the same. — Parks.

. To appropriate private property for the use of the ation. — Appropriation of property.

vote of the qualified electors of such village at any spec general election, of which two weeks' notice shall be by printed notices in each one of the papers published i corporation, and which notice shall state the amount of to be issued, the purpose for which they are to be issue the time and place of holding said election, and also by ing written or printed notices in not less than six conspi places in said village, and if two-thirds of the electo ing at said election upon the question of issuing said b vote in favor thereof, then said bonds may be issued an tax levied, and not otherwise.

Ballots.

SECTION 6. At said election those voting in favor o proposition shall have written or printed on their ballo words, "For the issue of bonds—Yes;" and those voting a the proposition, "For the issue of bonds—No."

SECTION 7. This act shall take effect and be in force and after its passage.

ELBERT L. LAMPSON
Speaker of the House of Represent
WM. C. LYON
President of the S

Passed April 15, 1889.

[House Bill No. 1501.]

AN ACT

To provide for the construction of sewers in cities of the third grade second class, having a board of public affairs.

Certain cities third grade, second class, authorized to construct sewers and assess cost on abutting property.

SECTION 1. *Be it enacted by the General Assembly of the of Ohio*, That in any city of the third grade of the s class having a board of public affairs, the said board have authority to construct sewers through any o streets, avenues or alleys, or parts thereof, of the said city to certify to the city council of any such city the estim cost of the said construction to the end that the same sh paid for and assessed upon the property abutting upon streets, avenues or alleys, or the parts thereof, through whic said sewers may be constructed, in accordance with the ous provisions of this supplement, and in accordance wit various provisions of law now enacted, or hereafter enacted applicable thereto, and not inconsistent with thi

Bonds may be issued; limitation.

SECTION 2. In order to provide for the payment o costs and expenses of said improvements to be assessed o abutting property, the council in any such city shall, time to time, upon certified estimates made to said counc said board of public affairs, issue the bonds of such cit such sums as it may appear by such certified estimates be required, in all to an amount not exceeding the co price of the work and the other expenses attending the

nterest as hereinafter provided for; said bonds shall be
l as other bonds of such cities are issued, but they shall
ainly designated as sewer bonds, and shall bear the name
e street, avenue or alley, or parts thereof through which the
ewer has been constructed, or it is proposed shall be con-
ted, and shall state therein that they are to be paid by an
sment upon the property abutting upon said street, ave-
r alley, or part thereof; said bonds shall extend over a
d of at least fifteen years; they shall bear interest at a
ot exceeding six per centum per annum, payable semi-
ally, on the first day of July and January, and principal
nterest shall be payable at the office of the city treasurer.

Cost to be assessed equally by the front foot.

SECTION 3. The said bonds shall be negotiated at not
han par, as the other bonds of such cities are negotiated,
he proceeds shall be applied solely to pay for said sewers,
he proceeds thereof shall only be paid upon the certifi-
f the said board of public affairs that the work has been
according to the contract. When the whole work is done,
mount of the bonds sold to pay for the same, and the
est thereon to the next interest day, when assessments
e collected as hereinafter provided to pay the same, shall
ken as the cost of said sewer or sewers, to be paid by the
rs of the abutting property, and that amount shall be
ed equally by the front foot of property fronting or
ing on the said streets, avenues, alleys or parts thereof
gh which the said sewer or sewers shall have been con-
ed.

Assessments to be placed on tax duplicate.

SECTION 4. Such assessment shall be placed upon the
uplicate, and shall be payable in equal installments to
said bonds, at the county treasurer's office, with interest
e rate provided in said bonds, payable semi-anually,
the date to which such semi-annual interest was com-
l, on the amount of said bonds, or so much as remains
id, from time to time, until all said bonds and interest
lly paid.

Assessments to be a lien until fully paid.

SECTION 5. Such assessments, with the interest accruing
on, shall be a lien upon the property abutting upon the
, avenue or alley or part thereof, through which the said
or sewers shall be constructed, from the time the con-
is entered into for the construction of said sewer or sewers,
hall remain a lien until fully paid, having precedence of
her liens, except taxes, and shall not be divested by any
ial sale unless the payment of the same is provided for
the proceeds of such sale; provided, that such lien shall
nited to the usual depth of the lots or lands abutting on
street, avenue or alley, or part thereof. No mistakes in
escription of the property or the name of the owner or
rs shall impair the said lien.

How assessments paid.

SECTION 6. Any owner of property against whom an assess-
shall have been made for the construction of such sewer
wers shall have the right to pay the same, or any part
emaining unpaid, in full, with interest thereon, to the next
annual payment due on said assessment, and such pay-
shall discharge the lien on the property. If any owner shall

subdivide any abutting property after such lien attache
may discharge the same upon any part thereof in like ma

Application of proceeds.

SECTION 7. All moneys received from such assessn shall be appropriated by the proper authorities of the c solely to the payment of the interest and the redemptic the bonds issued for the construction of said sewer or se or any renewal thereof. If any bond or interest shall be and no money is in hand to pay the same, the city sha authorized to make a temporary loan to pay the same such lien shall remain in full force on the abutting pro for the full assessments not paid, and accruing interest for temporary loan, in behalf of such city.

Action for collection of unpaid assessments.

SECTION 8. In any action to enforce or enjoin assessment, the court shall disregard any irregularity or d whether in the proceedings of said board or council, or officer of the corporation, or in the plans or estimates; the acceptance of the work by the said board of public a as set forth and stipulated in section three of this act, sha presumptive evidence that the contract has been com with, and that the assessment exists; but if it be shown there is any substantial defect of the improvement, or fraud in the contract price of the work or materials, the may order such deduction therefor from the cost of such s or sewers, and said deduction shall be ratably deducted the assessments on all the property abutting on the s avenue or alley or part thereof through which such sewer or ers shall have been constructed, and the court may make order in regard to the costs, where such substantial defe fraud is found, as to the court shall seem proper.

Estimate of cost to be made by city engineer.

SECTION 9. It shall be the duty of the city engine such city, and he is hereby required, immediately upon receipt by the city council of such city of the certificate c said board of public affairs provided for in section thr this act, to proceed at once to make a proper plat assessment for the cost of the construction of said sew sewers upon the abutting property.

SECTION 10. The term owner in this act shall be strued to include all persons, corporations, private, pu state or municipal.

SECTION 11. This act shall take effect on its passage

ELBERT L. LAMPSON
Speaker of the House of Represent

WM. C. LYON
President of the S

Passed April 15, 1889.

[Senate Bill No. 267.]

AN ACT

d section 550, as amended April 14, 1888, and to repeal sections and 552 of the Revised Statutes of Ohio, as amended February 7, 5.

CTION 1. *Be it enacted by the General Assembly of the State* , That section 550 of the Revised Statutes of Ohio, as ed April 14, 1888, be amended so as to read as follows:

c. 550. When a judge of the common pleas court is ted in any cause or matter pending before the court in unty of his district, or is related to, or has a bias or ice either for or against, either or any party to such or is otherwise disqualified to sit in such cause or matter, here is no other judge in the same subdivision who is disqualified, on the filing of an affidavit of either or rty to such cause or matter, or of his or her counsel, set- rth the fact of such interest, bias, prejudice or disquali- n, the clerk of the court shall enter the fact of the filing h affidavit on the trial docket in such case, and forth- notify the supervising judge, or if he be disqualified as id, a judge of some other subdivision who is qualified, district, who shall proceed in the same manner as pro- in section 469 of the Revised Statutes of Ohio, to desig- nd assign some other judge of the district not so as id disqualified, to hold the court and try the cause the same is pending; and it shall thereupon be the f the judge so assigned, to proceed and try such cause.

Change of venue in common pleas court when judge is disqualified to sit.

ECTION 2. That said section 550, as amended April 14, and sections 551 and 552, as amended February 7, 1885, the same are hereby repealed.

Repeals.

ECTION 3. This act shall take effect and be in force nd after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

assed April 15, 1889.

[Senate Bill No. 544.]

AN ACT

end sections 7039 and 7041, as amended May 2, 1885, and to amend section 7066 of the Revised Statutes.

ECTION 1. *Be it enacted by the General Assembly of the State io*, That sections 7039 and 7041, as amended May 2, 1885, ection 7066 of the Revised Statutes of Ohio be amended to read as follows:

Sec. 7039. Whoever gives any money, property, fee or

Offering bribes

for votes at primary elections; penalty.

reward of any kind or nature, directly or indirectly, for vote, or for the influence of any person in favor of or aga any candidate for nomination at any election held under provisions of law relating to primary elections, or at any mary election held by any political party, whether the s be held in pursuance of the laws relating to primary elect within this state, or otherwise, shall be fined not less one hundred dollars, and be imprisoned in the penitent not more than two years.

Bribery of delegates or electors.

Sec. 7041. Whoever gives directly or indirectly reward, fee, money or property to influence the vote of delegate or any elector in favor of or against any candi or for any labor or service rendered to any candidate for n nation or election, or to be rendered to any candidate nomination or election to any office whatever, or for expense incurred, shall be fined not more than five hun dollars, and be imprisoned in the penitentiary not more five years.

Prosecutions.

Sec. 7066. Prosecutions under the sections 7039 to 7 inclusive, must be commenced within six months after commission of the act complained of. Penalties for the v tion of section seven thousand and sixty-four shall not a to the payment of an assessment made by a regularly or ized committee for legitimate election expenses of the p to which the candidate belongs.

SECTION 2. That sections 7039 and 7041, as amen May 2, 1885, and section 7066 of the Revised Statutes be the same are hereby repealed.

SECTION 3. This act shall take effect and be in force f and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representat
WM. C. LYON,
President of the Se

Passed April 15, 1889.

[Senate Bill No. 575.]

AN ACT

To amend section 2411, Revised Statutes of Ohio, as amended Febr 1, 1887.

SECTION 1. *Be it enacted by the General Assembly of the S of Ohio*, That section 2411 of the Revised Statutes of Ohi amended February 1, 1887 (O. L., vol. 84, page 10), be amen to read as follows:

Assessment and collection of water rents.

Sec. 2411. For the purpose of paying the expense conducting and managing the water-works, the trustee board shall have power to assess and collect, from time

water rent of sufficient amount, in such manner as
nay deem most equitable, upon all tenements and
es supplied with water; and where more than one ten-
water taker is supplied with water from one hydrant, or
same pipe, and when the assessments therefor shall not
when due, the board shall look directly to the owner of
perty for the entire rent, or so much thereof as remains
for water furnished said premises, to be collected in
ne manner as other city taxes, except that in cities of Cincinnati.
t grade of the first class, the council shall, upon the
nendation of the board, provide for assessing the cost
penses of laying or extending water mains upon the
l lands bounding or abutting upon the streets, lanes,
highways, market spaces, public landings and com-
n or along which such water mains are laid or extended,
foot front, or according to the valuation of the same
tax-list, or according to the benefits, as they shall de-
e.

CTION 2. This act shall take effect and be in force
d after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

ssed April 15, 1889.

[Senate Bill No. 603.]

AN ACT

entary to chapter 3, division 7, title XII, of the Revised Statutes of Ohio (Revised Statutes, sections 2232 to 2261, inclusive).

CTION 1. *Be it enacted by the General Assembly of the State* Authorizing certain corporations to appropriate lands for water purposes.
That in any county having a population of 48,602 by
federal census, or which may have such population
bsequent census, any corporation heretofore organized
ly water to any municipal corporation, and its inhabi-
nd actually [engaged] in such supplying, shall have the
ght to appropriate, enter upon, and hold real estate for
er-works as such municipal corporation would have if
he owner of said water-works; and may proceed in its
me, under the provisions of chapter 3, division 7, title
the Revised Statutes of Ohio, to make such appropria-
e same as such municipal corporation might proceed if
d said water-works.

CTION 2. This act shall be in force from and after its
.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

ssed April 15, 1889.

[Senate Bill No. 624.]

AN ACT

To create the office of "comptroller" in cities of the second grade first class, and to prescribe his duties.

"Comptroller" in certain cities.

SECTION 1. *Be it enacted by the General Assembly of the of Ohio*, That in cities of the second grade of the first the accounts of said city shall be under the charge of an to be known as the "comptroller."

How appointed; term.

SECTION 2. That said comptroller shall be appointe the mayor, without the advice and consent of the counc the first Monday in May, A. D. 1890, and every three thereafter, and he shall hold his office for the term of three y provided, that the present city auditor shall hold his offi the remaining portion of the term for which he was ele and it shall be his duty to carry out the provisions of th while he remains in office. If any comptroller or the pr city auditor shall prove to be incompetent to perform duties of the office he shall be removed by the mayor.

General duties of comptroller.

SECTION 3. It shall be the duty of the comptrol keep accurate accounts of all taxes and assessments, a all moneys due to, and of all receipts and disbursements by the city, and of all assets and liabilities, and he shall power to prescribe the form of reports and accounts to b dered to his department, and the form and method of ke the accounts of all other city officials or employes, and have at all times the inspection and revision of said acco Whenever any claims shall be presented to the comptr he shall have power to require evidence that the am claimed is justly due, and is in conformity to law and nance, and for that purpose he may summon before him officer, agent or employe of any department of the city, o other person, and examine him or her upon oath or affi tion relative thereto, which oath or affirmation he may ad ister. The comptroller shall at any time upon the requ the mayor or council, make such report touching upo financial condition of the city as a whole or of any o departments or accounts of the city. If the comptroller draw a warrant for any claim contrary to law or ordinan and his sureties shall be individually liable for the am of the same to the holders thereof. He shall audit the acc of the several departments, the accounts of all officers an other accounts in which the city is concerned. Detailed reports shall be made by every department of the city t comptroller, showing receipts of all moneys by said de ments respectively, and the disposition of the same.

Further duties.

SECTION 4. He shall perform such other duties a now prescribed by law and ordinance for auditors of cit the second grade of the first class, or that may hereaft duly prescribed by law and ordinance.

Bond.

SECTION 5. He shall give bond in such sum and re such salary as may be fixed by the council.

ECTION 6. That sections 1708 and 1711 of the Revised es, so far as they conflict with the provisions of this act, the same are hereby superseded.

ECTION 7. This act shall take effect and be in force nd after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

assed April 15, 1889.

[House Bill No. 948.]

AN ACT

plement section 247 of the Revised Statutes, empowering the commissioner of railroads to require gates or flagmen at dangerous crossings.

ECTION 1. *Be it enacted by the General Assembly of the State o*, That the following sections be enacted as supplemento section 247 of the Revised Statutes, with sectional ering as follows:

ec. 247*a*. When, in the opinion of the commissioner of ads, the public safety requires that a gate or gates be d and maintained at any place where a public road or is crossed at the same level by any railroad, and which ng has been declared by said commissioner to be a dans one, or that a flagman be stationed and maintained at dangerous crossing, he shall give to the superintendent, ger or other officer in charge of such railroad, a written e that the same is required, and such company, person poration owning or operating such railroad shall erect tion the same within such time thereafter as said comoner shall prescribe. Any company, person or corporaneglecting or refusing to erect or maintain such gate or or to maintain such flagman, when so required as aforeshall forfeit and pay to the state, for every such neglect usal, the sum of one hundred dollars, and the further of ten dollars for every day while such neglect or refusal continue.

When railroad companies must erect gates at crossings.

ec. 247*b*. All gates which by the provisions of this act nder the direction of the commissioner of railroads, shall ilt in such manner, and within such time, and of such rial as shall be approved by the commissioner of railroads, hall be located on the highway or street, on one or both of the railroad track or tracks, as the commissioner may the public safety to require, and shall be so constructed hen closed, to obstruct and prevent any passage across railroad or railroads from the side on which such gate be located. There shall be a person in charge of every gate, and it shall be his duty to close the same at the

Must be approved by commissioner railroads.

Penalty for violation of this act.

approach of every train of cars, or of a locomotive, and to k
it open at all other times. For every neglect of such du
such person, upon conviction thereof, shall pay the sum
twenty-five dollars. When more than one railroad crosse
public highway or street at such dangerous crossing,
expense incurred in the erection and maintenance of the ga
provided for in this section, and of the necessary gate-keep
or of a flagman, shall be shared equally by the railroad co
panies alongside whose tracks the gates shall be located.

SECTION 2. This act shall take effect and be in force fr
and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representati
WM. C. LYON,
President of the Sen

Passed April 15, 1889.

[House Bill No. 1009.]

AN ACT

To amend section 2938 of the Revised Statutes.

SECTION 1. *Be it enacted by the General Assembly of the S*
of Ohio, That section 2938 be amended [to read] as follows

To prevent loitering within seventy-five feet of polls.

Sec. 2938. Judges of election shall, if requested, per
the respective candidates, or not exceeding three of th
friends, to be present in the room where the judges are dur
the time of receiving and counting out the ballots; and at
elections held within boundaries of any municipal corpo
tion during the receiving and counting of the ballots no p
son shall congregate or loiter upon the streets, alleys a
sidewalks within seventy-five feet of the polling place of a
election, or in an manner hinder or delay any elector
reaching or leaving the place fixed for casting his ballot,
within such distance of seventy-five feet to give or to ten
or exhibit any ballot or ticket to any person other tha
judge of election, or to exhibit any ticket or ballot which
intends to cast, or solicit or in any way attempt to influe
any elector in casting his vote. In the discharge of th
duties, the judges of elections may, if necessary, appoint a
require any elector or electors to aid them in making kno
their orders or directions and in enforcing the peace. T
judges of election, or any of them, may order the arrest of a
person violating this section, but such arrest shall not prev
such person from voting if he is entitled so to do. The sher
and all constables, policemen, and officers of the peace, a
all bystanders at any election, shall immediately obey and
in enforcing any and every lawful order made by the judges

Penalty for violation of this act.

any election in execution of the provisions of this secti
Any person willfully refusing or neglecting to perform any
the duties of this section prescribed, shall be fined not l
than five dollars nor more than one thousand dollars, or i

d in the county jail not less than five days nor more irty days, or both; provided, that nothing in this sec- all be so construed as to conflict with sections 2926 to inclusive.

CTION 2. That section 2938 of the Revised Satutes by repealed.

CTION 3. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

ssed April 15, 1889.

[House Bill No. 1027.]

AN ACT

To amend section 3048 of the Revised Statutes of Ohio.

CTION 1. *Be it enacted by the General Assembly of the State* , That section 3048 of the Revised Statutes of Ohio, nded April 28, 1886, be so amended as to read as follows:

c. 3048. Officers shall take rank from date of commis- Rank to date from date of commission. provided, however, that an officer who has served con- sly in the same grade for more than one term, either election or re-appointment, shall take rank from the his first commission in that grade; and that an officer as served in the same grade for five years, or more, and aving retired therefrom, shall re-enter the service in the rade, shall receive credit in rank for the full period of mer service in said grade.

CTION 2. That said section 3048 of the Revised Stat- Ohio, as amended April 28, 1886, be and the same is repealed.

CTION 3. This act shall be in force from and after its e.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

ssed April 15, 1889.

[House Bill No. 1422.]

AN ACT

nentary to section 3806 of the Revised Statutes, as amended April 1888 (vol. 85, p. 288), with sectional numbering as follows:

ECTION 1. *Be it enacted by the General Assembly of the State* , That the following section be enacted and known as n 3806*a*:

Loans by savings banks in counties containing a city of the second grade, first class; how made.

Sec. 3806*a*. Provided, that any savings bank in a cou containing a city of the second grade of the first class, ha in its articles of incorporation expressed the purpose to money upon pledges of personal property, it shall, as t such loans, be subject to all laws and ordinances gover pawnbrokers; and such corporation having in its articl incorporation such purpose so expressed, may invest its fu in loans upon personal property left with such corporatio pledge, not exceeding fifty per cent. of the cash value of pledge, and upon such loans such corporation may charge collect a rate of interest not exceeding one per cent. per mo and in addition to the cost of rent, insurance and storage, exceeding one-half of one per cent. a month. In all where such corporation does a general pawnbroking busi the articles received in pledge shall be kept for ninety days after the loan becomes due, when, if not redeemed, shall be sold, and the proceeds of such sale after payme interest, costs of loan, storage, as hereinbefore provided, the reasonable expenses of sale. shall be credited to the p [to whom] the loan was made and paid upon demand, toge with any interest which may accrue thereon under the of such corporation governing deposits; provided, that such corporation having expressed in its charter "to money upon pledges of personal property," shall have same condition printed in all pass or deposit books a notice conspicuously displayed in said bank stating that l are so made by such corporation. And no corporation advertise by newspaper or letter-head, or in any other w larger capital stock than has actually been paid in.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representa
WM. C. LYON,
President of the S

Passed April 15, 1889.

[House Bill No. 1428.]

AN ACT

Designating the rank and pay of officers [and drivers] in the police service in cities of the second grade of the first class.

Officers and drivers in police patrol service in certain cities.

SECTION 1. *Be it enacted by the General Assembly of the of Ohio*, That in cities of the second grade of the first the officers now in charge of any police patrol station in city shall take the rank and receive the same pay as serge and any driver of a patrol wagon belonging to any such tion shall take rank and receive the same pay as patrol and such officers and drivers shall hereafter be subject t ordinances, rules, regulations and statutes governing serg and patrolmen in any other branch of the police servi such cities.

TION 2. This act shall take effect and be in force on n its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

sed April 15, 1889.

[House Bill No. 1430.]

AN ACT

l section 4497 of the Revised Statutes of Ohio, as amended April 20, 1881 (78 v., p. 209).

TION 1. *Be it enacted by the General Assembly of the State* That section 4497 of the Revised Statutes of Ohio, as d April 20, 1881 (78 O. L., 209), be amended so as to follows:

. 4497. When a ditch needs to be cleaned out, any f any lot or tract of land, which was assessed for its ction, may make a statement to the county commis- n writing, setting forth such necessity, and the com- ers shall forthwith appoint a disinterested freeholder ounty, or a surveyor or engineer, to examine the ditch, ll be sworn to go upon the line thereof and carefully ch examination, and make an estimate of the amount ey required therefor, and fix the portion thereof that er of each lot or tract of land, and each corporation, or township assessed for the construction of the ditch, may be benefited by such cleaning out of the ditch, e assessed for such cleaning out; and such assessment made according to benefit, unless the necessity for ning out arose from the act or neglect of any land- r corporation, in which case such act or neglect shall dered.

Expense of cleaning out ditch; how apportioned.

TION 2. That said section 4497 of the Revised Statutes, ded April 20, 1881, is hereby repealed.

TION 3. That this act shall be in force from and after ge.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

ed April 15, 1889.

[House Bill No. 42.]

AN ACT

To amend section 5381 of the Revised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the of Ohio*, That section 5381 of the Revised Statutes of Oh so amended as to read of follows:

Writ of execution.

Sec. 5381. The writ of execution against the proper the judgment debtor issuing from any court of record, command the officer to whom it is directed, that of the g and chattels of the debtor he cause to be made the m specified in the writ, and for want of goods and chattle shall cause the lands and tenements of said debtor to be so cash. But if the court rendering the judgment or decr orders, real estate may be sold under writ of executio the following terms: one-third cash on the day of sale, third in one year, one-third in two years thereafter, interest on deferred payments, to be secured by mortgag the premises so sold. But an execution issued on a judg rendered against a partnership firm, by its firm name, operate only on the partnership property, and the amount of the debt, damages and costs, for which the ment is entered, shall be endorsed on the execution.

SECTION 2. Original section 5381 of the Revised Sta of Ohio is hereby repealed; and this act shall take effec be in force from and after its passage.

ELBERT L. LAMPSON
Speaker of the House of Represent
THEO. F. DAVIS
President pro tem. of the S

Passed April 15, 1889.

[House Bill No. 951.]

AN ACT

To amend section four hundred and forty of the Revised Statutes o as amended April 6, 1888 (O. L., vol. 85, pp. 164 and 165).

SECTION 1. *Be it enacted by the General Assembly of th of Ohio*, That section four hundred and forty of the R Statutes of Ohio, as amended April 6, 1888 (O. L., vol. 5 164 and 165), be amended so as to read as follows:

Order in which cases shall be docketed and heard.

Sec. 440. All cases brought in or taken to the cour be entered on the docket in the order in which they are menced, received or filed, and they shall be taken up an posed of in the same order, except that the court may up and dispose of the following classes of cases in adva their order on the docket: Cases where the persons se relief have been convicted of felony; cases involving the

f any tax levied or assessment made, or the power to such levy or assessment; cases involving the construc- or constitutionality of any statute, or any question of ce, where the questions arising are of general public inter- nd proceedings in quo warranto, mandamus, procendo edendo?] or habeas corpus; and cases of general interest public, where two or more of the circuit courts of the have held the law directly opposite upon like facts; the relief sought is damages for personal injury, or for caused by negligence, and the person injured makes vit that he is, or, in case of death, the widow, or any of the of kin to the deceased, makes affidavit that they are dent for their livelihood upon their daily labor; and any case is reached in its order, and there are other on the docket involving the same question, or some of , the latter may be taken out of their order and disposed th the case so reached; and when a case is disposed of, gain comes into court, it shall be taken up as if it ts original place on the docket. And this section shall to all actions now pending as well as those hereafter to ought.

SECTION 2. That said original section 440, as amended, d the same is hereby repealed.

SECTION 3. This act shall take effect and be in force and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 15, 1889.

[Senate Bill No. 243.]

AN ACT

datory of and supplementary to section 3184, as amended January 6, 1887, and to amend section 3185, as amended March 5, 1887, of the evised Statutes of Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State hio*, That section 3184, as amended January 26, 1887, and on 3185, as amended March 5, 1887, be so amended as to as follows, and that the other sections of this act be ted as supplementary to said section 3184 of the Revised utes of Ohio, with sectional numbering as herein provided:

Lien upon watercraft, building, bridges, etc.

Sec. 3184. A person who performs labor, or furnishes hinery or material, for constructing, altering, or repairing t, vessel, or other water-craft, or for erecting, altering, ring, or removing a house, mill, manufactory, or any ace or furnace material therein, or other building, appur- nce, fixture, bridge, or other structure, or for the digging, ng, or boring of any gas well, oil well, or any other well, irtue of a contract with the owner, or his authorized agent,

shall have a lien to secure the payment of the same, such boat, vessel, or other water-craft, or upon such h mill, manufactory, or other building, or appurtenance, fi bridge, or other structure, or upon such gas well, oil we any other well, and upon the material and machinery s nished, and upon the interest of the owner in the lot of [or] on which the same may stand, or to which it may be rem

Leasehold.

Sec. 3184*b*. Every building erected, or other imp ment made, or machinery or material furnished, ment in section 3184, on leased lots or lands, shall be held for contracted for or on account of same, and also the leas term for such lot and land on which the same is erect made; and in case the lessee shall have forfeited his the purchaser of the building and leasehold term, or so thereof as remains unexpended [unexpired], shall be he be the assignee of such leasehold term, and as such sh entitled to pay to the lessor all arrears of rent, or other m interests, and costs due under said lease, unless the lesso have regained possession of the leasehold land, or obt judgment for the possession thereof, on account of the compliance by the lessee with the terms of the lease, in case the purchaser of the improvements, under this act, have the right only to remove the improvements within days after he shall purchase the same, and the owner ground shall receive the rent due him, payable out of th ceeds of the sale, according to the terms of the lease, do the time of removing the building.

Penalty for wrongful use of material purchased by contractor.

Sec. 3184*c*. Any contractor or sub-contractor who purchase materials on credit, and represent at the ti purchase that the same are to be used in a designated ing, or other improvement, and shall thereafter use, or to be used, the said materials, in the construction o building or improvement other than that designated, wi the written consent of the person of whom the materials purchased, with intent to defraud such person, sha deemed guilty of a misdemeanor, and on conviction sh punished by a fine not exceeding five hundred dollars.

Lien upon contiguous lots or separate buildings.

Sec. 3184*d*. When the improvement consists of t more buildings united together, and situated upon the lot, or contiguous lots, or upon separate buildings upon tiguous lots, and directed under one general contract, it not be necessary to file a separate lien upon each buildi the work done or material furnished in the erection of improvements.

Action.

Sec. 3184*e*. In all cases where a lien shall be filed, the provisions of this act, by any person other than a co tor, it shall be the duty of the contractor to defend any brought thereupon at his own expense; and during the dency of such action the owner may withhold from the tractor the amount of money for which such lien sh filed; and in case of judgment against the owner or his erty, upon the lien, he shall be entitled to deduct from amount due by him to the contractor the amount of judgment and costs, and, if he shall have settled with th tractor in full, shall be entitled to recover back from the

ctor any amount so paid by the owner for which the con-
ctor was originally the party liable.

Sec. 3184*f*. Every person, including cestui que trusts, whose immediate use, enjoyment, or benefit any building, ction, or improvement shall be made shall, under this act, included in the words owner or proprietor.

Sec. 3185. Such person, in order to obtain such lien, ll, within four months from the time of performing such or, or furnishing such machinery or material, file with the order of the county where the labor was performed, or the chinery or material furnished, an affidavit containing an mized statement of the amount and value of such labor, chinery, or material, and a description of any promissory e or notes given for such labor, machinery, or material, or y part thereof, with all credits and offsets thereon, a copy he contract, if it is in writing, a statement of the amount l times of payment to be made thereunder, and a descrip- n of the land on which the gas well, oil well, or other wells situated, or the land on which the house, mill, manufac- y, or other buildings, or appurtenance, fixture, bridge, or er structure may stand, or to which it may be removed; l the same shall be recorded in a separate book to be kept refor, and shall operate as a lien from the date of the first n of the labor performed, or the machinery or material fur- hed upon or toward the property designated in the pre- ing section, and the interest of the owner in the lot or land which the same may stand, or to which it may be removed, six years from and after the date of the filing of such sted statement. If an action be brought to enforce such within that time the same shall continue in force until final adjudication thereof; and there shall be no home- d or other exemption against any lien under the provis- s of this chapter. Filing of lien.

SECTION 2. That section 3184, as amended January 26, 7, and section 3185, as amended March 5, 1887, are hereby ealed; and this act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[Senate Bill No. 305.]

AN ACT

rovide for the regulation of companies formed for the purpose of constructing and maintaining hotels, store-houses, factories and other buildings.

SECTION 1. *Be it enacted by the General Assembly of the State Ohio*, That the following section be enacted as supple-

mentary to chapter seventeen, title two, part second, of Revised Statutes of Ohio, with sectional numbering as foll

Authorizing certain corporations to purchase or lease real estate.

Sec. 3884*a*. A corporation organized for the purpos constructing and maintaining buildings to be used for ho store-rooms, offices, warehouses, factories, shall be aut ized to acquire by purchase or lease, and to hold. use, n gage and lease all such real estate or personal property as be necessary, for the purpose herein before mentioned; vided, however, that no such corporation shall acquir mortgage any real or leasehold estate, or lease the same period exceeding (with all privileges of renewal) the ter five years, without the consent of the holders of two-thir the stock, obtained at a meeting called for that pur written notice of which shall have been given to each st holder, either personally, or deposited in the post-office, p erly addressed and duly stamped, not less than ten days b the day fixed for such meeting. Nothing herein shall be strued as authorizing corporations to buy and sell, or to in real estate for profit.

SECTION 2. This act shall take effect and be in force and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representa
WM. C. LYON,
President of the Se

Passed April 15, 1889.

[Senate Bill No. 368.]

AN ACT

Prescribing the rate of state taxes, and to repeal an act therein name L., v. 82, p. 124).

Prescribing the rate of state taxes.

SECTION 1. *Be it enacted by the General Assembly of the of Ohio*, That there shall be levied, annually, taxes for purposes, on each dollar of valuation of taxable prop for general revenue purposes, one mill and four-tenths of mill, the same to be styled the "general revenue fu For the payment of interest, and constitutional reduc of the principal of the public debt of the state, three-tenth one mill, said fund to be styled the "sinking fund." For support of common schools, one mill, said fund to be st the "state common school fund."

SECTION 2. That the act "prescribing the rates of taxes, and to repeal an act therein named," passed April 1885 (O. L., v. 82, p. 124), be and the same is hereby repe

SECTION 3. This act shall take effect and be in force and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representat
WM. C. LYON,
President of the Se

Passed April 15, 1889.

[Senate Bill No. 449.]

AN ACT

nd section fifty-three hundred and ninety-four of the Revised Statutes of Ohio.

CTION 1. *Be it enacted by the General Assembly of the State*, That section 5394 of the Revised Statutes be so amended ead as follows:

c. 5394. In any county in which there is a city wherein lished and printed a newspaper in the German language, hich has a circulation of at least five hundred and fifty to bona fide subscribers within the county, the notice, ed by the preceding section shall, in addition to the ation therein required, be published in such newspaper German language, for the same time and in the same er, if the appraised value of the property to be sold ex- five hundred dollars, and if two or more such papers are d and published therein, the publication may be in but the court shall, on motion of the defendant, and vithout motion, for good cause, dispense with such pub- n, and in any county the court may, if it deem the sts of the defendant require it, direct the publication of otice in a newspaper printed in the Bohemian language, lition to the publication required by the preceding sec- out no error or mistake in translation, or in any publica- authorized by this section, shall delay proceedings, or the title of the property sold, and if any such error or mis- ccur by the negligence of the publisher, he shall not be ed to compensation for the publication.

Publication of notices in German newspapers, etc.

ECTION 2. That original section 5394 of the Revised es of Ohio is hereby repealed.

ECTION 3. This act shall be in force and take effect and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

assed April 15, 1889.

[Senate Bill No. 465.]

AN ACT

vide for the incorporation and regulation of companies for insuring eir members against loss from death of domestic animals, and to mend sections 3686 and 3687, as amended February 27, 1885.

ECTION 1. *Be it enacted by the General Assembly of the State io*, That any number of persons of lawful age, residents is state, not less than five, may associate themselves

Mutual protective association.

together for the purpose of becoming a body corpora
may insure themselves, and any person becoming a r
of such incorporation, in accordance with the rules an
lations of such corporation, against loss, from de
domestic animals, and may assess and collect, upon ar
each other, such sums of money, from time to time,
be necessary to pay losses which occur, from death of
tic animals, to any member of such incorporation; an
dental expenses, and the assessments and collections
sums of money shall be regulated by the constituti
by-laws of the corporation.

Certificate of organization.

SECTION 2. Such persons shall make and subs
certificate, setting forth therein—

1st. The name by which the corporation shall be

2d. The place which shall be chosen as its principa

3d. The object of the corporation, which shall
to enable its members to insure each other against lo
death of domestic animals, and to enforce any contrac
may be by them entered into, whereby they specificall
to be assessed for the payment of losses and inc
expenses.

4th. Shall acknowledge the signing of such ce
before a notary public, or other officer authorized to t
acknowledgments of deeds and mortgages.

Certificate to be filed with secretary of state.

SECTION 3. The certificate shall be filed in the
the secretary of state, and a copy thereof, duly certified
secretary of state, shall be evidence of the existence a
incorporation of such company for the purposes therein

Election of officers.

SECTION 4. When such certificate is so filed, and
thereof, so certified, forwarded to the company, the
named therein shall elect their directors, and a preside
retary and treasurer, and such other officers as may b
sary for the complete performance of all the busin
objects of the company herein provided for, to serve
year, or until their successors are duly elected and qu
Such officers shall thereafter be elected annually, by th
bers of the association, at such time as shall be fixed
the constitution; and such company so organized s
known and held to be a body corporate, for the purpos
said, and may sue and be sued, and plead and be imp
in all courts of law and equity; but in no instance sh
power to insure against loss by death of domestic ani
exercised to others than the members of the compan
no such company shall receive applications nor issue
to persons not bona fide residents of Ohio.

Constitution and by-laws.

SECTION 5. Every such company shall adopt su
stitution and by-laws, not inconsistent with the const
and laws of this state and the United States, as will
judgment of its members, best subserve the interest a
poses of the company; and all persons who obtain in
in such company shall thereby become members there
power to vote at all regular meetings of such member

ıbjects, and shall be held, in law, to comply with all the isions and requirements of the company; and the presi-, or vice-president, and secretary of every such company, annually, on the first day of January, or within thirty thereafter, prepare, under oath, and deposit in the office ıperintendent of insurance, a statement of the condition ıch company on the thirty-first day of December then preceding, exhibiting such facts as are enumerated in on thirty-six hundred and fifty-four of the Revised Stat- of Ohio, and applicable to such companies, and such r information as is necessary to reveal the financial con- ɔn and general management of such company, as the rintendent of insurance may require in printed form, to y him, supplied to such companies for that purpose; and y such company failing to make and deposit such state- t, or to reply to any inquiry of the superintendent, shall ıbject to a penalty of five hundred dollars, and an addi- al five hundred dollars for every month that it continues eafter to transact any business of insurance, and shall it its right to do the business contemplated by this act, ch forfeiture the superintendent shall enforce by proceed- in quo warranto.

Annual statement to commissioner of insurance.

SECTION 6. The superintendent of insurance may, when- he may deem it advisable, cause an examination of the rs of such company or corporation to be made by one or e disinterested persons, at the expense of the company, expense not to exceed five dollars per day for each per- so employed; and if, upon such examination, it shall ear that such company or corporation is exercising powers anchises contrary to law, the superintendent of insurance l institute proceedings in quo warranto against the same, if it be found, in such proceedings, that such company orporation has exercised powers or franchises contrary to a forfeiture of its right to do business shall be declared.

Examinations by commissioner of insurance.

SECTION 7. No company organized under this act shall e any certificate or policy of insurance until bona fide lications for insurance to the amount of fifty thousand ars shall have been filed with the secretary of such com- y, and a statement of such fact sworn to by such secretary president of such company, filed with and approved by superintendent of insurance. Nor shall the treasurer of n company receive any money, as such treasurer, until he ll have filed with the superintendent of insurance, payable he state of Ohio, for the benefit of the members of such ıpany, his bond, in the sum of ten thousand dollars, with ırity, to be approved by the superintendent. Such bond ll be conditional for the faithful application of all money ıing into his hands as such treasurer.

Amount of applications for insurance required before commencing business.

SECTION 8. When the statement of the secretary and president, and the bond of the treasurer, provided for by preceding section, shall have been filed and approved by superintendent of insurance, the superintendent shall ıe, to such company, his certificate, certifying such fact, l such certificate shall constitute the authority of such ıpany to commence business.

When company may commence business.

When charter may be forfeited.

SECTION 9. Should the amount at risk in such comp at any time, become reduced below fifty thousand do such company shall issue no more certificates or polici insurance until bona fide applications, sufficient to re such insurance to said amount, shall have been secured, a sworn statement of such fact shall have been filed with approved by the superintendent of insurance, and by certified to the company; and should such company fail restore such amount, for the period of six months, then company shall forfeit its right to do [the] business con plated by this act; and when the liabilities of such comp shall exceed three per cent. of the amount of risk in forc determined by the last preceding assessment, such comp shall be deemed to be insolvent, and to have forfeite charter; and such forfeiture shall be enforced by the sup tendent of insurance by proceedings in quo warranto.

Bond of secretary and treasurer.

SECTION 10. The treasurer and secretary of such panies shall give bond for the faithful performance of duties, to the directors or trustees of the company, in sum and with such security as shall be prescribed in the laws of the company, the security to be approved by directors or trustees.

Directors.

SECTION 11. The directors or trustees of such comp shall, before qualified, take an oath, to be administered any officer authorized to take acknowledgments of deeds faithfully perform the duties required of them as such offi

Statement of secretary and bond of treasurer to be filed with commissioner of insurance.

SECTION 12. Any company or association, organ under sections 3686 and 3687 of the Revised Statutes of C as amended February 27, 1885, for the purpose of insurin members against loss from death of domestic animals, still doing business, shall, within ninety days after the age of this act, file the statement, and the treasurer shall his bond as provided in section 7 of this act, and, failing do, shall forfeit the right to do the business contemplated this act.

Mutual fire associations, etc.

SECTION 13. That sections 3686 and 3687, as amen February 27, 1885, be amended so as to read as follows:

Sec. 3686. Any number of persons of lawful age, resid of this state, not less than ten in number, may associate th selves together for the purpose of insuring each other aga loss by fire and lightning, cyclones, tornadoes, or wind sto and may make, assess and collect, upon and from each o such sums of money, from time to time, as may be neces to pay losses which occur by fire and lightning, cyclones, nadoes, or wind storms, to any member of such associat and the assessment and collection of such sums of money be regulated by the constitution and by-laws of the ass tion.

Certificate of organization.

Sec. 3687. Such persons shall make and subscribe a tificate setting forth therein:

First. The name by which the association shall known.

Second. The place which shall be regarded as its ce or business office.

hird. The object of the association, which shall only enable its members to insure each other against loss by d lightning, cyclones, tornadoes, or wind storms, and casualties, and to enforce any contract which may be em entered into, by which those entering therein shall to be assessed specifically for incidental purposes and e payment of losses which occur to its members.

ECTION 14. That said original sections 3686 and 3687, ended February 27, 1885, be and the same are hereby led.

ECTION 15. This act shall take effect and be in force and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[Senate Bill No. 468.]

AN ACT

To prevent the erection of dangerous buildings for public use.

SECTION 1. *Be it enacted by the General Assembly of the State Ohio*, That it shall be unlawful for any person, society, agent, representative of any private or corporate ority or society; or any committee, commission, or board g under any authority whatsoever, to erect or cause to be ed; or for any architect, engineer, builder or other person to ish any plan, description or specification for the purpose of ing in the state of Ohio any structure, room or place where ons are invited, expected, or permitted to assemble; or for purpose of entertainment, judgment, amusement, instruc- betterment, treatment, or care; or to make any addition alteration therein, which shall in construction, arrange- t, or means of egress be dangerous to the health or lives rsons so assembled.

To prevent the erection of dangerous buildings.

SECTION 2. In every such structure, room or place, capa- of containing fifty or more persons, the stairways and ap- ches thereto and all doorways and escapes therefrom, in r aggregate width, shall be of sufficient capacity to allow audience which can be accommodated therein to escape efrom in four minutes, moving at a rate of two feet per nd, and allowing four square feet of floor space to each on, then adding for hindrance two feet to the width of opening, passage or stairway. The doors from the same l open outward, but no such room, or place (unless the cture be fire-proof) which is over six feet from the surface he lot shall have less than two doors, stairways or exits. floors of such structures, and all hallways, stairways.

Capacity of stairways, approaches, doorways, etc.

Floors. corridors, balconies and galleries therein or therto shall capable of sustaining a live load of 100 pounds per squ foot, with a safety factor of five. All supports for floors other parts of such structures shall be fully capable of susta ing the aggregate loads and pressures above provided for addition to any rythmical or vibrating motion which may Roof. caused in the use of such structure. The roof or covering such building shall be capable of sustaining a live load thirty pounds of vertical pressure and a horizontal w pressure of forty pounds per square foot, with safety facto five. When walls supporting floors are of common br work, the minimum of thickness and the maximum of heig supposing the length to equal the height, shall be, where openings occur, 9-inch wall, 10 feet, used inside only; inch wall, 20 feet; 17-inch wall, 30 feet; 21-inch wall, 40 f 26-inch wall, 50 feet; 30-inch wall, 60 feet; but when thin walls stand upon thicker walls the total height shall not ceed the one above given. Walls of hard brick, laid in ceme Walls. may be increased fifty per cent. above these dimensio When walls between supports are of greater or less length th the height, the length may be increased two feet for each f the height is reduced; or reduced one-half foot for each f the height is increased, from the dimensions given in this s tion. When there are buttresses or pilasters extending to foundations and projecting from the wall, the thickness the wall may be reduced by one-half the depth of such p jections, provided they occupy at least one-tenth of the surf of the wall, and the thickness of the intervening walls, c sidered separately, shall not be less than what has been giv in this section; provided, however, that when any wall strengthened by firm anchoring of girders, floors or roofs, su anchors not being more than twelve times the thickness the wall from each other, either horizontally or vertically, surface of such wall may be doubled. The thickness of le bedded stone walls to be the same as brick. For rough sto not in courses, add twenty-five per cent. to the thickness brick. Where openings occur, thicken the walls by their ra Piers, pillars, arches, etc. of surface. All piers, pillars and columns shall be capable sustaining the aggregated live load given and the weight of building. All arches must contain the line of press within the middle one-third of the voussoirs. The great pressure allowed per square foot of good brick work shall five tons; for work of hard brick, laid in first class ceme ten tons; for unbedded sandstone masonry, four tons; second class masonry, eight tons; for first class mason twelve tons. Piers, columns, pillars and all marble, gran and limestone work, not over twenty per cent. of the crush Fire-escapes. weight. Every such building, place or room, when above t second floor, shall be provided with at least one fire-esca which shall be so placed as to be easily accessible, so mark that it may be generally understood, so constructed as to le directly to the open air, and so designed as not to be danger for women and children, and shall be sufficiently enclosed protect persons thereon from fire below, i. e., it shall be plac against a dead wall and be enclosed on three sides, and

ngs where two or more assemblages occur, as in school each room above the second floor must have an exit to a fire-escape. No fire-escape shall be less than four inches in clear width, with an additional one-inch in width for each person (over fifty) to be accommodated thereby. The ventilating system or machinery be capable of changing the air in such room every thirty es; and all lavatories and water-closet places shall have the above given capacity for ventilation; and all conces used in such buildings shall have soil and waste fully ventilated to the outside air. The warming and g apparatus shall be arranged and constructed so as to against explosion or fire. All smoke flues or pipes, lined with terra cotta or other fire-proof material of nent character, shall not be nearer than eight inches to mbustible material, and not nearer than four inches in se, nor shall any smoke flue, pipe or chamber of metal or passing under wood work, be nearer thereto than he diameter of such pipe, flue or chamber, unless pro- with suitable fire-proof guard with open space above. warm-air flue of metal shall be at least one-half inch ll wood work, and also completely covered with asbestos er fire-proof wrapping, with circulation of air between the wood, and no wood shall be nearer than four inches such flue in brick work.

Ventilating, lighting and heating apparatus.

ECTION 3. This act shall not apply to cities of the first where the construction of buildings is regulated by e under the direction of a building inspector; nor shall onstrued so as to interfere with existing laws relating inspection of buildings, but no certificate as now pro- by law shall be issued for buildings hereafter erected, rations hereafter made (except in such cities of the first unless they conform to the requirements of this act.

Exceptions as to application of this act.

ECTION 4. Any person who violates any of the require- of this act shall be deemed guilty of a misdemeanor, pon conviction thereof shall be fined in any sum not an $100 nor more than $1,000, or be imprisoned in the y jail not less than ten nor more than sixty days, or at the discretion of the court, and shall be also liable to erson injured by reason of his violation of the require- of this act, and shall be also liable for criminal prosecu- or loss of life.

Penalty for violation of this act.

ECTION 5. It shall be the duty of prosecuting attorneys that this law is enforced in their respective counties, or each conviction of violation thereof they shall be ed to a fee of twenty-five dollars, and such other sums y be allowed by the board of county commissioners.

Prosecuting attorney to enforce provisions of act.

ECTION 6. This act shall take effect and be in force n sixty days after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.

WM. C. LYON,
President of the Senate.

assed April 15, 1889.

respectively for the use of the money of the county
vided herein; and each proposal shall contain the na
the sureties who will be offered upon the undertaking
bank filing the same in case the proposal be accepted.

Opening of proposals; award, etc.

SECTION 3. On the Monday next following the las
tion of such notice, at the hour of twelve o'clock noo
commissioners shall, in open session, open such sealed
sals, and shall award the use of the money of the cou
the bank that offers the highest rate of interest therefo
if two or more banks offer the same highest rate of i
the use of the money may be awarded to either of th
the commissioners may reject all proposals and adver
others in the same manner aforesaid.

Undertaking required of depositary.

SECTION 4. No such award shall be binding on ar
county, nor shall any of the money of the county be de
thereunder, until the hypothecation of the bonds provi
in section seven, and until there is executed by the
selected, and accepted by the commissioners, a good an
cient undertaking, payable to the county, and to be re
in the name of the county commissioners for the use
county, in such sum as the commissioners may direct,
in counties containing a city of the third grade of the
class, shall not be less than three hundred thousand
and such undertakings shall each be signed by not les
six resident freeholders as sureties, who are not stock
in the bank, to the satisfaction of the commissioners, a
ditioned for the receipt, safe-keeping, and payment o
provided herein, of all money which may come into
tody under and by virtue of this act, and under and
tue of its proposal and the award of the commiss
together with the interest thereon at the rate specified
proposals; and the undertaking shall be further cond
for the faithful performance by the bank of all the
imposed by this act upon the depositary of the money
county.

Undertaking to be approved by prosecuting attorney.

SECTION 5. Such undertaking shall not be accep
the commissioners until it has been submitted to the
cuting attorney, and certified by him to be in due an
form and conformable to the provisions of this act,
certificate shall be indorsed thereon by the prosecuting
ney; and if any bank to which an award is made as a
fail to execute an undertaking as required hereby
acceptance of the commisioners, or fail to hypothec
bonds] as provided in section seven, within three day
the time the award is made, the commissioners may
the use of the money to any other bank whose writt
posal offers the same rate of interest therefor as design
the proposal of such defaulting bank, but if the writt
posal of no other bank offers the same rate of intere
may award such use to any bank whose written p
offers the next highest rate of interest therefor, the unde
and hypothecation of bonds required to be executed i
case; or the commissioners may, in case of default a
said, reject any or all bids, and advertise for others
manner aforesaid.

When additional security may be required.

SECTION 6. The bank to which an award is made shall, n the acceptance by the commissioners of the undertaking ided for herein, become the depositary of the money of county, and remain such until the undertaking of its suc- or is accepted by the commissioners; but the commission- may, at any time they deem the same necessary, require tional security from the bank, in such sum as they shall gnate; and if the bank refuse or neglect, for the period of days thereafter, to give such additional security, they may r the removal of the county's deposits therefrom forth- , and may designate some other bank to be the depositary of temporarily, at such rate of interest, or without inter- as they may determine. Such removal, and all other vals under the provisions of this act, shall be made upon written order of the commissioners; and the county audi- hall, upon the receipt of such order, issue his warrant, the county treasurer his check, for the removal. If the ey, in case of such removal, be deposited in a bank desig- d as a depositary temporarily, such bank shall, before the pt by it of any such money, enter into an undertaking or othecation of the bonds as required by this act; but if no be so designated, the money shall be disposed of as pro- d in section eight.

Hypothecation of bonds in lieu of undertaking.

SECTION 7. The commissioners of any such county may, eu of the undertaking provided for by preceding sections, pt as security for money deposited as aforesaid interest- ing bonds of the county, or the city in which the deposi- is located, or bonds of the United States, the face value hich shall not be less than the sum specified in section as the amount to be named in the undertaking in lieu of h such bonds are accepted; or they may accept such ds as partial security, to the extent of their face value, for money so deposited, and require an undertaking for the ainder of the full amount specified in said section to be ed in the undertaking, and in the undertaking so required acceptance of bonds as partial security, and the extent eof, shall be set forth. The hypothecation of such bonds be by indorsement of the fact and purpose on the back ch, which endorsement shall stipulate that the bond shall ne property of the county in case of any default on the of the bank in its capacity as depositary as aforesaid, that its negotiation or release by the commissioners shall ire the signature of each member of the board. The com- ioners shall make ample provision for the safe keeping of hypothecated bonds; and the interest thereon, when , shall be turned over to the bank so long as it is not in ult as aforesaid.

When money to remain in country treasury.

SECTION 8. If at any time, for any cause, the commis- ers be unable to secure a depositary as provided by pre- ng sections, the money of the county shall remain in the dy of the county treasurer, if in his custody at the time, if in a depositary, and its removal be ordered, it shall be oved to the county treasury, in the manner provided in on six for the removal, and in either case the treasurer be the custodian thereof until such time as a depositary is

respectively for the use of the money of the county
vided herein; and each proposal shall contain the na
the sureties who will be offered upon the undertaking
bank filing the same in case the proposal be accepted.

Opening of proposals; award, etc.

SECTION 3. On the Monday next following the la
tion of such notice, at the hour of twelve o'clock no
commissioners shall, in open session, open such sealed
sals, and shall award the use of the money of the co
the bank that offers the highest rate of interest theref
if two or more banks offer the same highest rate of i
the use of the money may be awarded to either of t
the commissioners may reject all proposals and adve
others in the same manner aforesaid.

Undertaking required of depositary.

SECTION 4. No such award shall be binding on a
county, nor shall any of the money of the county be de
thereunder, until the hypothecation of the bonds prov
in section seven, and until there is executed by th
selected, and accepted by the commissioners, a good a
cient undertaking, payable to the county, and to be re
in the name of the county commissioners for the us
county, in such sum as the commissioners may direct,
in counties containing a city of the third grade of the
class, shall not be less than three hundred thousand
and such undertakings shall each be signed by not le
six resident freeholders as sureties, who are not stock
in the bank, to the satisfaction of the commissioners, a
ditioned for the receipt, safe-keeping, and payment
provided herein, of all money which may come into
tody under and by virtue of this act, and under and
tue of its proposal and the award of the commis
together with the interest thereon at the rate specified
proposals; and the undertaking shall be further cond
for the faithful performance by the bank of all the
imposed by this act upon the depositary of the money
county.

Undertaking to be approved by prosecuting attorney.

SECTION 5. Such undertaking shall not be accep
the commissioners until it has been submitted to the
cuting attorney, and certified by him to be in due an
form and conformable to the provisions of this act,
certificate shall be indorsed thereon by the prosecutin
ney; and if any bank to which an award is made as a
fail to execute an undertaking as required hereby
acceptance of the commisioners, or fail to hypothec
bonds] as provided in section seven, within three da
the time the award is made, the commissioners may
the use of the money to any other bank whose writt
posal offers the same rate of interest therefor as design
the proposal of such defaulting bank, but if the writt
posal of no other bank offers the same rate of intere
may award such use to any bank whose written p
offers the next highest rate of interest therefor, the unde
and hypothecation of bonds required to be executed in
case; or the commissioners may, in case of default a
said, reject any or all bids, and advertise for others
manner aforesaid.

When additional security may be required.

SECTION 6. The bank to which an award is made shall, n the acceptance by the commissioners of the undertaking ided for herein, become the depositary of the money of county, and remain such until the undertaking of its suc- or is accepted by the commissioners; but the commission- may, at any time they deem the same necessary, require itional security from the bank, in such sum as they shall gnate; and if the bank refuse or neglect, for the period of days thereafter, to give such additional security, they may r the removal of the county's deposits therefrom forth- , and may designate some other bank to be the depositary of temporarily, at such rate of interest, or without inter- as they may determine. Such removal, and all other ovals under the provisions of this act, shall be made upon written order of the commissioners; and the county audi- shall, upon the receipt of such order, issue his warrant, the county treasurer his check, for the removal. If the ey, in case of such removal, be deposited in a bank desig- d as a depositary temporarily, such bank shall, before the ipt by it of any such money, enter into an undertaking or othecation of the bonds as required by this act; but if no k be so designated, the money shall be disposed of as pro- d in section eight.

Hypothecation of bonds in lieu of undertaking.

SECTION 7. The commissioners of any such county may, ieu of the undertaking provided for by preceding sections, pt as security for money deposited as aforesaid interest- ing bonds of the county, or the city in which the deposi- is located, or bonds of the United States, the face value hich shall not be less than the sum specified in section as the amount to be named in the undertaking in lieu of ch such bonds are accepted; or they may accept such ds as partial security, to the extent of their face value, for money so deposited, and require an undertaking for the ainder of the full amount specified in said section to be ed in the undertaking, and in the undertaking so required acceptance of bonds as partial security, and the extent eof, shall be set forth. The hypothecation of such bonds l be by indorsement of the fact and purpose on the back ach, which endorsement shall stipulate that the bond shall he property of the county in case of any default on the of the bank in its capacity as depositary as aforesaid, that its negotiation or release by the commissioners shall ire the signature of each member of the board. The com- sioners shall make ample provision for the safe keeping of hypothecated bonds; and the interest thereon, when l, shall be turned over to the bank so long as it is not in ult as aforesaid.

When money to remain in country treasury.

SECTION 8. If at any time, for any cause, the commis- ers be unable to secure a depositary as provided by pre- ng sections, the money of the county shall remain in the tody of the county treasurer, if in his custody at the time, if in a depositary, and its removal be ordered, it shall be oved to the county treasury, in the manner provided in ion six for the removal, and in either case the treasurer ll be the custodian thereof until such time as a depositary is

secured in accordance with the provisions of this act; a
while he remains such custodian the money shall be paid
by him on warrants of the auditor, which in such case sh
not be in duplicate; and during such time he shall keep su
books, and make to the auditor such statements of recei
and payments, as are required in case the money of the cou
is in the custody of a depositary designated by the comm
sioners, except that they shall show that such money is
the custody of the treasurer instead of such depositary.

Treasurer to deposit funds in depositary.

SECTION 9. The treasurer shall, upon the receipt o
written notice from the commissioners stating that a dep
itary has been selected in pursuance of the provisions of t
act, and naming the bank selected as such depositary, depo
to the credit of the county, all money in his possessi
except as provided in section fourteen, in the bank const
ted the depositary as aforesaid, and thereafter he shall, bef
noon of each business day, deposit in such depositary all mo
received by him the preceding business day, except as p
vided in section fourteen, and the commission may desig
the hour of closing a business day, making a record ther

How moneys paid out by treasurer.

and the treasurer shall observe the same, and such mo
shall be payable only on the check of the treasurer, wh
check shall not be valid or payable unless it have partly prin
and partly written, on the same paper therewith, a duplic
of the warrant of the county auditor authorizing the paym
of the sum for which the check is drawn. All warrants iss
by the auditor upon the treasurer for the payment of mo
(except as provided in section fourteen, and also when
money of the county is in the custody of the treasurer), sh
be drawn and signed in duplicate, one of which shall h
printed upon its face the word "original," which shall be f
and kept by the treasurer in his office, and the other of wh
shall have printed upon its face the word "duplicate,".
shall be and remain unsevered from the check of the tr
urer. The auditor shall issue no warrant payable from
fund unless there is money belonging thereto for the paym
thereof in full, notwithstanding the provisions of section ele

When commissioners may apportion taxes collected in advance of distribution.

hundred and eight of the Revised Statutes; but when
fund is exhausted, and the commissioners are satisfied t
of the undivided money on hand received on account of ta
the portion thereof that will belong to such fund upon
next semi-annual distribution of such money is in amo
such that a part of it may judiciously be assigned to s
exhausted fund in advance of such distribution, they m
make an order, and the same shall be made a matter of re
in the proceedings of the board of commissioners, direc
such assignment, and the auditor shall notify the treas
thereof in writing. All money deposited with the deposi
shall bear interest at the rate specified in the proposal
which the award to it was made, to be computed on d
balances, and such interest shall be placed to the credit of
county on the first day of March and the first day of
tember each year, or at any time when the account ma

Statements by depositary.

closed. The depositary shall notify the auditor, in writ
before noon of each business day, of the amount of the

sits made by the treasurer for the preceding business day, d when the interest is credited to the county the depositary all notify the auditor and treasurer, in writing, of the amount ereof, before noon of the next business day, and all such erest shall be credited to the general fund of the county.

Statement by treasurer.

SECTION 10. Each business day the treasurer shall make the auditor a sworn statement, showing for the preceding siness day the total amount of money received by him, the al amount deposited in the depositary, the total amount id by check on the depositary, the total amount paid out cash, the balance in the depositary, and the balance in the asury; and he shall keep such accounts, in books to be proded for that purpose, as shall enable him to make such statents. All money paid to the treasurer, except for taxes and cept also money received from the state treasury, shall be on the order of the auditor, and the treasurer shall give eipts therefor, each of which shall be made and signed in plicate, one of which shall have printed across its face the rd "original," and the other the word "duplicate," and each plicate shall be filed with the auditor on the day of its date; d each such receipt shall show the amount received, from om received, and on what account, and shall state the fund which the money is to be applied; provided, that in case money received by the treasurer from the state treasury e triplicate warrant required by section ten hundred and hty-five of the Revised Statutes to be transmitted to the ditor by the auditor of state shall take the place of the plicate receipt above provide for, and the treasurer shall t give receipts for taxes in duplicate, but in lieu thereof all, at the close of each business day, file with the auditor a tement of the amount of money received by him for taxes d penalties during the day.

Duty of auditor.

SECTION 11. The auditor shall keep in his office books which shall be entered the daily receipts of the treasurer's ice, as shown by the duplicate receipts returned to him by e treasurer, and by the statements of money received for xes and the triplicate warrants mentioned in the preceding tion, the amount of the deposits made by the treasurer each y in the depositary, as shown by the daily statements of e depositary to the auditor, and the amount remaining in e treasurer's hands in pursuance of section fourteen, or when e treasurer is custodian of all the money, as shown by the asurer's daily statements received by him; and in such oks the money received by the treasurer from taxes of all nds shall be shown in an account entitled the "undivided k account," and all other receipts by him shall be shown in counts indicating the respective funds to which the money ongs. He shall enter in such books also the amount of rrants issued by him each day to the treasurer; and the counts in such books shall be so kept as to show the balance each fund, the balance of undivided money received for xes, and the balance of the money received from the state asury, and on account of school lands, each day, in his nds and in the hands of the depositary respectively.

Statements of treasurer to be filed.

SECTION 12. Upon the receipt each day by the au of the sworn statement provided for in section ten, he certify thereon to its correctness, if, upon comparison wi books, it be found to be correct, and shall file such state in his office; but if any such statement be found b auditor at any time to be incorrect he shall forthwith notice thereof to the treasurer, and unless the discrepar immediately discovered and corrected, he shall notif commissioners thereof without delay.

How moneys paid to state.

SECTION 13. Except as provided in sections eigh fourteen, the treasurer shall not pay out any money othe than by check on the depositary, as provided in section But before he issues a check in payment of any draft upon him by the auditor of state in favor of the treasu state, for taxes collected, he shall exhibit such draft t county auditor, and file with him a certified copy thereo the auditor shall thereupon immediately issue his wa authorizing the treasurer to issue his check for the an specified in the draft; and the same shall be paid on pre tion, and before he remits to the treasurer of state any n on account of school lands he shall notify the auditor in ing of his readiness to do so, and of the amount, an auditor shall file such notice, and issue his warrant aut ing the treasurer to draw his check upon the deposita the amount; but if the money for such payments be i custody of the treasurer instead of a depositary, the sam ceedings shall be had, except that the warrants of the au shall authorize the payments otherwise than by such ch

Witness and jury fees.

SECTION 14. The treasurer shall pay in cash wa issued by the auditor for the payment of fees of juror witnesses, and also warrants so issued payable from the sol relief fund, and he may retain in his hands from day t a sufficient amount of receipts of his office to enable to do so, but the balance of money so withheld from d shall at no time be in excess of five thousand dollars warrants issued for the purposes aforesaid shall not duplicate; but if at any time the money so retained b treasurer is entirely paid out, and the current receipts office are insufficient to pay such warrants, the auditor, authorized by the commissioners, shall issue his warrant treasurer authorizing him to draw his check upon the d tary for the amount specified therein, which shall not excess of five thousand dollars, to pay such warrants.

Monthly statement by auditor.

SECTION 15. On the first business day of each m the auditor shall prepare and submit to the commissio sworn statement of the finances of the county for the p ing month, which shall show the amount of money rec to the credit of each fund and account, the amount disb from each, and the balance remaining to the credit of and also to the balance of money in the depositary, the ba in the treasury in pursuance of section fourteen, and, money of the county be in the custody of the treasur stead of a depositary, the total balance thereof in the tre as shown by the reports filed with him, and the commis

all place such statement on file, and forthwith post a duly tified copy thereof in the auditor's office, to remain so sted at least thirty days for the inspectian of the public. the day aforesaid some officer of the bank acting as the unty depositary shall file with the county commissioners checks of the county paid and redeemed by the bank dur- g the previous month; and the commissioners shall compare ch checks with the records of the auditor's office, and if ey find the same to correspond therewith they shall give the nk a receipt for the same, and shall forthwith cancel and e such checks in the office of the county auditor, who shall ceipt to the county treasurer for the same, as is provided in ction one thousand one hundred and eleven of the Revised atutes.

Liability of treasurer.

SECTION 16. Nothing in this act shall be held or con- lered as in any manner changing or affecting the liabilities treasurers of counties covered by its provisions, except that ey shall not be held liable for any loss of money deposited them in depositaries as provided for herein while such oney is in the custody of such depositary.

Penalty for violation of this act.

SECTION 17. An officer of any such county who willfully olates any provisions of this act, or willfully neglects or re- ses to perform any duty thereby imposed upon him, shall, on conviction thereof in the court of common pleas, be ed in any sum not exceeding ten thousand dollars, for the e of the county, or be imprisoned in the penitentiary not ore than ten years nor less than one year, or both, at the scretion of the court.

Certain statutes superseded.

SECTION 18. Any provision of the statutes of this state force when this act takes effect, which conflicts with any ovisions of this act, shall be held to be superseded by the tter, as to the matter of inconsistency, and not otherwise in unties to which this act relates.

SECTION 19. This act shall take effect on the first day of ptember, one thousand eight hundred and eighty-nine.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[Senate Bill No. 618.]

AN ACT

o amend section 2702 of the Revised Statutes of Ohio, as amended April 18, 1883.

SECTION 1. *Be it enacted by the General Assembly of the State Ohio*, That section 2702 of the Revised Statutes of Ohio, as mended April 18, 1883 (80 O. L., 178), be amended so as to ad as follows:

Restrictions as to contracts, appropriations and expenditures.

Sec. 2702. No contract, agreement or other obliga
involving the expenditure of money shall be entered into,
shall any ordinance, resolution or order for the appropria
or expenditure of money, be passed by the council or by
board or officer of a municipal corporation, unless the au
of the corporation, and if there is no auditor, the clerk th
of, shall first certify that the money required for the cont
agreement or other obligation, or to pay the appropria
or expenditure, is in the treasury to the credit of the
from which it is to be drawn, and not appropriated for
other purpose, which certificate shall be filed and immedi
recorded; and the sums so certified shall not thereafte
considered unappropriated until the corporation is discha
from the contract, agreement or obligation, or so long as
ordinance, resolution or order is in force; and all contr
agreements or other obligations, and all ordinances, re
tions and orders entered into or passed, contrary to the
visions of this section shall be void; provided, that in c
of the second grade of the first class, funds in the hands o
commissioners of the sinking fund of 1862, so-called, s
when set apart by ordinance for any particular purpos
deemed as money in the treasury for such purpose, within
meaning of this section; and further provided, that in
cities of the second grade of the first class, whenever any
for the extension of water-works or construction of
sewers or of elevated roadways, has been authorized by
the money to arise therefrom shall be deemed in the trea
for such purpose, within the meaning of this section.
vided further, that in cities of the second grade of the
class, contracts for street improvements extending for a p
of one year upon which payments are to be made from
to time, as the work progresses, material is furnished
service performed, such cities are authorized to enter into
contracts if the estimated expenditure thereunder does
exceed the taxes levied for such purposes during the ter
the contract, and in such cases the certificate of the audit
herein provided shall not be required other than to stat
amount of the levy.

SECTION 2. That said section 2702, as amended Apr
1883, be and the same is hereby repealed; and this act
take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representa
WM. C. LYON,
President of the Se

Passed April 15, 1889.

[Senate Bill No. 625.]

AN ACT

Making additional appropriations for Wilberforce University.

Additional appropriations for Wilberforce University.

SECTION 1. *Be it enacted by the General Assembly of the*
of Ohio, That there is hereby appropriated out of any mo

e treasury to the credit of the general revenue fund not rwise appropriated, for combined normal and industrial rtment at Wilberforce University, two thousand dollars 00), the same being the balance due said institution r the provisions of an act passed March 19, 1887. And amount shall be in full of all claims against the state by university.

SECTION 2. This act shall be in force from and after its ge.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[House Bill No. 1413.]

AN ACT

Making appropriations to meet deficiencies and pay liabilities.

Deficiency appropriations.

SECTION 1. *Be it enacted by the General Assembly of the State io*, That there be and are hereby appropriated out of any ys in the state treasury to the credit of the general rev- fund, and not otherwise appropriated, the following of money to pay deficiencies and liabilities, as herein- particularly mentioned, to-wit:

Adjutant General's Department:

Care of military stores and freight on arms; bills as fol-

W. D. Fraser, twenty dollars ($20.00).

O. J. Hopkins, fifty dollars and thirty cents ($50.30).

C. W. Smith, seventeen dollars and twenty-five cents 25).

Engelke & Bigelow, seventy-eight dollars and ninety-nine ($78.99).

L. E. Decker, twenty-six dollars ($26.00).

Green, Joyce & Co., twenty-four dollars and twenty cents 20).

Expenses Shipping Roster Ohio Troops:

Slade & Kelton, one hundred and fourteen dollars and ty-five cents ($114.75).

Pay of Ohio National Guard in Camp:

Louis Smithknight, First Light Artillery, two hundred hirty-four dollars ($234.00).

Deficiency appropriations.

J. C. Howe, Colonel Second Infantry, one hund ninety-four dollars ($194.00).

F. H. Flick, Colonel Fifth Infantry, two hund fourteen dollars ($214.00).

J. C. Entrekin, Colonel Sixth Infantry, two hund thirty-four dollars ($234.00).

W. J. White, Colonel Thirteenth Infantry, one h and ninety-four dollars and fifty cents ($194.50).

George D. Freeman, Colonel Fourteenth Infant hundred and thirty-four dollars ($234.00).

C. N. Keys, Colonel Sixteenth Infantry, two h and twenty-six dollars and fifty cents ($226.50).

Governor's staff, three hundred and thirty-six dol eighty-nine cents ($336.89).

Subsistence Ohio National Guard:

C. M. Lowenstein, four hundred and four doll fifty-eight cents ($404.58).

George F. Wheeler, three hundred dollars ($300.0

Transportation Ohio National Guard:

Columbus and Cincinnati Midland railroad, for 1887, seven hundred and forty-six dollars and seven cents ($746.77).

Cincinnati, Washington and Baltimore, for 18 hundred and nineteen dollars and forty-three cents ($

John G. Ahrens, for 1887, seventy-eight dollars a cents ($78.50).

For the Year 1888:

Cincinnati, Georgetown and Portsmouth railroad dollars and eleven cents ($90.11).

Toledo transfer company, ten dollars ($10.00).

Lake Shore and Michigan Southern railroad, o dred and forty-four dollars and seventy cents ($144.70

Columbus transfer company, twenty-five dollars

Cleveland, Columbus, Cincinnati and Indianap road, thirteen hundred and ninety-one dollars and fo cents ($1,391.44).

Cincinnati, Sandusky and Cleveland railroad, hundred and seventy-nine dollars and twenty-si ($1,379.26).

John G. Kennon, two hundred and forty-three ($243.00).

Charles Ritze, three dollars ($3.00).

Cincinnati, Jackson and Mackinaw, one hund fifty-two dollars and forty cents ($152.40).

Cleveland and Marietta railroad, two hundred an nine dollars and twenty cents ($239.20).

Deficiency appropriations.

altimore and Ohio railroad, seven hundred and twenty- dollars and twenty-five cents ($723.25).

incinnati, Hamilton and Dayton railroad, one hundred xteen dollars and ninety-four cents ($116.94).

ew York, Lake Erie and Western, two hundred and ight dollars and ninety cents ($258.90).

abash railroad, eighteen dollars ($18.00).

olumbus and Cincinnati Midland, one hundred and hree dollars and eighty-four cents ($143.84).

incinnati, Washington and Baltimore, four hundred urteen dollars and seventy-three cents ($414.73).

leveland, Akron and Columbus, three hundred and fifty s and eighty cents ($350.80).

cioto Valley railroad, four hundred and forty dollars eventy-five cents ($440.75).

Horse Hire for Batteries:

. B. Lemmon, sixteen dollars and sixty cents ($16.60).

eorge A. Garretson, five hundred and forty dollars 00).

. L. Brown, five hundred and twenty-eight dollars and cents ($528.80).

Forage for Horses:

. L. Brown, balance on bill, six hundred and seven dolnd fifty-seven cents ($607.57).

Overcoats and Blankets:

hio penitentiary, balance on bill due, five hundred and y-two dollars and eight cents ($592.08).

Fuel, etc., Ohio National Guard:

. C. Caine, bill lumber, one hundred and eighty dollars 00).

rr, Brown & Price, bill mdse., sixty-one dollars ($61 00).

eorge F. Wheeler, balance of bill for supplies, one hunand sixty-two dollars and sixty-five cents ($162.65).

I. A. Guitner, bill for labor furnished, one hundred and dollars and seventy-five cents ($104.75).

lade & Kelton, bills lumber, two hundred and eight dolnd seventy-seven cents ($208.77).

reeman, Halm & McAllister, bill cots, pillows, etc., one red and ninety-four dollars and ten cents ($194.10).

reen, Joyce & Co., bill grain sacks, sixty-three dollars 0).

ses of Ohio National Guard at Paulding County Reservoir:

. B. Chesborough, balance on bill, forty-three dollars 0).

Deficiency appropriations.

J. H. Smith, bill of provisions, thirteen dollars an cents ($13.80).

Expenses of Ohio National Guard to Zanesville, year 1 Ottawa, 1888, under call of the Sheriff:

Joseph Beckhart, Co. "B," Seventeenth Infantr hundred and thirty-seven dollars and twenty-seve ($337.27).

H. A. Leslie, Battery "C," First Light Artiller hundred and forty-nine dollars and eighty-nine cents ($

J. C. Howe, Colonel Second Infantry, thirty-two and seven cents ($32.07).

Hugh E. McClure, Captain Co. "I," Second I two hundred and eleven dollars and seventy-on ($211.71).

To pay bill of J. W. Zentmeyer, one ambula stretchers, three hundred and forty-two dollars ($342.

To pay Funeral Expenses of Philip Heft:

E. Fisher, bill, sixty-two dollars ($62.00).

W. N. Bopes, bill, eight dollars and thirty-tw ($8.32).

Elder & Stakers, bill, fifteen dollars ($15.00).

M. I. Wilcox, care, repair and freight on tents, o dred and thirty-three dollars and seventy-eight cents ($

Expenses of Ohio National Guard on Duty during th R. Encampment at Columbus, September 10 to 15, inc

George D. Freeman, Colonel Fourteenth Infant hundred and ninety-five dollars and twenty-fou ($495.24).

E. G. Bailey, Capt. Co. "A," Fourteenth Infantr hundred and fifty-eight dollars and thirteen cents ($

C. C. Sleffel, Capt. Co. "B," four hundred and dollars and twenty-seven cents ($413.27).

Henry Schick, Capt. Co. "C," three hundred and eight dollars and twenty-four cents ($398.24).

Frank F. Ford, Capt. Co. "D," two hundred and four dollars and twenty-four cents ($294.24).

W. F. Weiland, Capt. Co. "E," two hundred and two dollars and twenty-four cents ($292.24).

Chas. Merion, Jr., Capt. Co. "F," four hundred and dollars ($435.00).

Willis E. Young, Capt. Co. "G," two hundr seventy-six dollars and twenty-three cents ($276.23).

J. C. Speaks, Capt. Co. "H," three hundred a dollars ($305.00).

Albert Getz, Capt. Co. "I," four hundred and f dollars and twenty-seven cents ($452.27).

Barten Adams, Capt. Co. "K," four hundred and five dollars and thirty cents ($495.30).

W. Holmes, Capt. Co. "L," five hundred and thirty-llars and thirty cents ($539.30).

E. Allen, bill for horses, thirty-three dollars ($33.00).

B. Coit, bill subsistence, sixty-four dollars and fifty 364.50).

M. Taylor, bill subsistence, eight dollars and ten cents

Jaeger & Co., ice, four dollars and thirty cents ($4.30).

io penitentiary, bill for bread, forty-five dollars and ight cents ($45.68).

H. Barcus & Co., bill for supplies, two hundred and ree dollars and forty-seven cents ($253.47).

ade & Kelton, bill for lumber, forty-one dollars and three cents ($41.83).

eorge F. Amos, bill for drayage, thirty dollars ($30.00)

L. Pegg, bill for sundries, twenty-one dollars and fifty $21.50).

ıtler, Steuerwald & Co., bill for oil cloth, twelve dollars).

chards and McKinney, drugs, eleven dollars and fifty $11.50).

itt, Price & Co., bill for cord wood, four dollars and ents ($4.40).

lrick, Bell & Co., subsistence, one hundred and six dol-d seventy-six cents ($106.76).

olumbus, Hocking Valley and Toledo Railroad Co., bill nsportation, one hundred and twenty dollars ($120.00).

For the Purchase of Tents:

o pay bill of J. A. McAuley, twenty-three hundred and y-three dollars and seventy cents ($2,393.70).

Decorating State House for G. A. R. Encampment:

rank T. Foster, bill, two hundred and fifty dollars 00).

eo. D. Freeman, bill, two hundred and eighty dollars 00).

State House and Grounds:

hos. G. Neski & Co., bill, changing and putting in new , one hundred and fifty dollars ($150.00).

Helmer & Flowers, bill for constructing passageway to gallery house of representatives, two hundred and ty-five dollars ($275.00).

To pay N. B. Abbott, grading, paving and setting curb, d street, from High to Third street, fourteen thousand hundred and seventy dollars and thirty-five cents 570.35).

Deficiency appropriations.

To pay city of Columbus, in full, for paving Thi with Medina block stone and setting curb between Br State streets, nine thousand six hundred and forty- lars and fifty cents ($9,642.50).

To pay city of Columbus, in full, for paving a State street, between High and Third, with fire-bri setting curb, fifteen hundred and ninety-six doll ninety-seven cents ($1,596.97).

To pay the city of Columbus, in full, for repairs the asphalt pavement on State street, between High an fifteen hundred and nine dollars and seventy-eig ($1,509.78).

Attorney-General:

Painting and repairing gas fixtures in office, three dollars ($73.00).

Expenses to Washington City, fifty-six doll ninety-two cents ($56.92).

Auditor of State:

Furniture and carpets, ten dollars ($10.00).

Alum Creek Ice Company, thirty-six dollars ($36

Board of Pardons:

To pay for cabinet for filing papers, sixty-five ($65.00).

Board of State Charities:

Salary and traveling expenses of secretary from D 31, 1888, to February 15, 1889, less balance, one hund sixty dollars and seventy-six cents ($160.76).

Salary of clerk, sixty-six dollars and sixty-sev ($66.67).

To pay office expenses, janitor, etc., sixty-four do thirteen cents ($64.13).

To pay traveling expenses of members of the board ber 13 and 14, and January 29 and 31, one hundred a two dollars and fifteen cents ($152.15).

To pay copies of proceedings of National Confe Charities, thirty-three dollars and seventy-five cents

Commissioner of Railroads and Telegraphs:

Furniture and repairs, twenty-three dollars and six cents ($23.86).

Contingent expenses, three hundred and eigh dollars and nine cents ($389.09).

Bureau of Statistics of Labor:

Clerk hire, two hundred and twenty-one dollars a cents ($221.60).

Contingent expenses, five hundred and fifty-eigh and forty-three cents ($558.43).

Deficiency appropriations.

Board of Public Works:

o pay Homer Meacham, supt., labor and material for
i and Erie canal, five hundred and thirty-two dollars
xty-five cents ($532.65).

ateman & Harper, attorneys' fees, and expenses for
i and Erie canal, from February 25, 1887, to February
89, four hundred and sixty-nine dollars and eighty-
nts ($469.86).

o pay C. W. Sutphin, jr., Supt., labor and material,
i and Erie canal, one hundred and ninety-three dollars
hirty-seven cents ($193.37).

o pay John O'Connor, supt., labor and material, Miami
Erie canal, two hundred and fifty-one dollars and three
($251.03).

Commissioner of Common Schools:

o pay school examiners, to-wit:

I. Manley, sixty-eight dollars and sixty-eight cents
8).

. C. Davidson, forty-seven dollars and four cents ($47.04).

E. A. Jones, one hundred and twenty-one dollars and
cents ($121.40).

Alston Ellis, one hundred and eighty-two dollars and
y cents ($182.80).

R. W. Stevenson, thirty dollars ($30.00).

V. J. White, eighteen dollars and forty cents ($18.40).

ohn Hancock, seventy-seven dollars ($77.00).

Executive Department:

Contingent expenses, six hundred and eight-nine dollars
ine cents ($689.09).

Refurnishing and painting governor's office, four hundred
eventy-two dollars and eighty-seven cents ($472.87).

Bowe & Beggs, one carpet sweeper, three dollars and fifty
($3.50).

Columbus Picture Co., repairing frames, etc., three dollars
eighteen cents ($3.18).

Inspector of Mines:

Clerk hire, eighty dollars ($80.00).

Inspector of Workshops and Factories:

Traveling expenses of chief inspector, four hundred and
one dollars and fifty cents ($451.50).

Contingent expenses, forty-nine dollars and fifty cents
50).

Insurance Department:

Extra clerk hire, five hundred and twenty-five dollars
5.00).

Deficiency appropriations.

Intermediate Penitentiary:

Construction of, three thousand one hundred and t
seven dollars and twenty-one cents ($3,137.21).

Ohio Penitentiary:

Salary of officers, four thousand one hundred and ni
three dollars and forty cents ($4,193.40).

Carpets, six hundred and thirty-seven dollars and sev
four cents ($637.74).

Furniture, fifteen dollars and fifty cents ($15.50).

Improvement of front yard, forty-eight dollars and
cents ($48.50).

Improvement of lights, one hundred and ninety-
dollars and twenty-seven cents ($193.27).

Manufacture of gas, six thousand nine hundred and s
two dollars and forty cents ($6,962.40).

Repairs, three thousand one hundred and sixty-four
lars and thirty-nine cents ($3,164.39).

Water-works, seven hundred and sixty-six dollars
thirty-one cents ($766.31).

Prosecution and transportation of criminals, fou
thousand seven hundred and thirteen dollars and eighty
cents ($14,713.81).

Secretary of State:

Compiling statistical report of ex-secretary of state
inson, one hundred and twenty-nine dollars and sixteen
($129.16).

State Library:

Contingent expenses, one hundred and five dollars
fifteen cents ($105.15).

Supervisor of Public Printing:

State printing, two thousand one hundred and three
lars and sixty-three cents ($2,103.63).

Clerk of Supreme Court:

Contingent expenses, eighteen dollars and eighty
cents ($18.81).

Furniture and repairs, four dollars ($4.00).

Athens Asylum for the Insane:

Ordinary repairs, nine hundred and thirty-six dollars
sixty-cents ($936.60).

Clevelund Asylum for Insane:

Current expenses, nine hundred and five dollars
forty-one cents ($905.41).

Deficiency appropriations.

rdinary repairs, seventeen hundred and one dollars and our cents ($1,701.64).

ooks and pictures, twenty-two dollars and ten cents).

aundry machinery, thirteen hundred and seven dollars ty-seven cents ($1,307.67).

rniture and repairs, forty dollars ($40.00).

Dayton Asylum for Insane:

dinary repairs, two hundred and seventy dollars and nts ($270.04).

undry machinery, seven hundred and sixty-seven dol- 67.00).

Ohio Institution for Blind:

rrent expenses, fifteen hundred and ninety-nine dollars y-five cents ($1,599.55).

lary of officers and teachers, one hundred and fifty-two and ninety-four cents ($152.94).

dinary repairs, two hundred and twenty-five dollars e cent ($225.01).

eam pipe and heating apparatus, ninety-four dollars enty-five cents ($94.75).

oks and school apparatus, seventy-nine dollars and even cents ($79.67).

rpets, bedding and furniture, one hundred and twenty- llars and eighty-eight cents ($129.88).

inting, varnishing and papering, six dollars and -five cents ($6.75).

re of grounds and walks, one hundred and fourteen and forty-nine cents ($114.49).

Ohio Institution for Deaf and Dumb:

w boilers, eleven hundred and seventy-three dollars rty-cents ($1,173.30).

nking new wells, four hundred and seventeen dollars y cents ($417.50).

Soldiers' and Sailors' Orphans' Home:

rrent expenses, seven thousand nine hundred and wo dollars and forty-two cents ($7,962.42).

laries of officers and teachers, seven hundred and -five dollars and eighty-seven cents ($725.87).

dustrial pursuits, two hundred and fifty-four dollars y-four cents ($254.54).

dinary repairs, twenty-five hundred and fifty-two dol- l eighty-eight cents ($2,552.88).

Deficiency appropriations.

Support of orphans outside, thirty-eight hun seventy-two dollars and eighty-seven cents ($3,872.

Furniture and carpets, forty-four hundred and dollars and ninty-two cents ($4,445.92).

Support of orphans of indigent soldiers, tw hundred and forty-five dollars and nineteen cents (

Salaries of foremen, sixty-five dollars (65.00).

New bedsteads in cottages, one hundred and eig ($108.00).

New buildings, twelve hundred and eighty-sev and fifty-seven cents ($1,287.57).

New boiler, two hundred dollars ($200.00).

Ohio Sailors' and Soldiers' Home:

Current expenses, seven thousand nine hun eighty-four dollars and fifty-three cents ($7,984.53).

Salaries of officers, nineteen hundred and eig and seventy-two cents ($1,908.72).

Balances due Contractors on Estimates up to February

A. Flick & Brother, twenty-five thousand two dollars and forty-four cents ($25,200.44).

The Thomas Lumber and Building Company, sand three hundred and eight dollars and forty- ($6,308.41).

Kelly & Jones Co., four thousand six hun twenty-eight dollars and sixty-one cents ($4,628.61.)

Ira T. Davis, one hundred and forty-nine dollars three cents ($149.63).

Charles Schoepfle, three hundred and thirty-t and ten cents ($332.10).

The Sandusky Gas Co., four thousand and fi and nineteen cents ($4,005.19).

John H. Murphy, thirteen hundred and thirt lars and ninety-six cents ($1,335.96).

Dawson & Anderson, twenty-seven hundred eight dollars and ninety-three cents ($2,758.93).

Doerzback & Decker, six hundred and twenty- lars and seventy-three cents ($627.73).

For extras credited to contractors:

Dawson & Anderson, seven hundred and forty- and fifty-two cents ($746.52).

Kelly and Jones Co., pipe covering, hospital he four thousand nine hundred and twenty-one d twenty-six cents ($4,921.26).

Sandusky Gas Co., nine hundred and eighty-o and ninety-nine cents ($981.99).

A. Flick & Bro., twenty-eight hundred dollars an eight cents ($2,800.28).

Deficiency appropriations.

ohn H. Murphy, seven hundred and thirty-two [dollars] ifty cents ($732.50).

o pay architect, ten hundred and sixty-six dollars and ix cents ($1,066.56).

o pay sundry accounts as per exhibit "A," due February 889 (said exhibit filed with auditor of state), fifteen sand five hundred and thirty-four dollars and ten cents 534.10).

Miscellaneous:

ish and game commission, eighteen hundred and fifty- dollars and forty-six cents ($1,852.46).

tate board of health, six hundred and sixty-five dollars our cents ($665.04).

hio river commission, one hundred and eighty-one dol- ($181.00).

lectoral college, eighty-five dollars and forty-four cents 44).

o pay claim of Daniel B. Brooks, for money paid into tate treasury by Royal Taylor, commissioner of soldiers' ns, June 9, 1865, twenty-nine dollars and sixty-one cents 61).

o pay bounties to veterans as follows:

ugustus Pete, Co. "C," First Regiment, O. V. V .C., one dred dollars ($100.00).

ble Lock, Co. "K," First Regiment, O. V. V. C., one dred dollars ($100.00).

anson R. Greenfield, Co. "I," Twenty-fourth Regiment, . I., one hundred dollars ($100.00).

o pay R. L. Allbritain for one copy of Webster's una- ged dictionary, for use of house, fifteen dollars ($15.00).

o pay J. Q. Files for rent of post-office box, three dollars 0).

o pay J. Wiggins & Co. for Columbus directory, four ars ($4.00)

o pay A. H. Smythe, one parliamentary law on legisla- five dollars ($5.00).

o pay Smith and Denenan for renovating carpet in 's of house office, ten dollars ($10.00).

o pay William James for one mule, which was injured e in the service of Battery "B," encampment 1886, fifty ars ($50.00).

o pay James Harsha for one horse, injured while being by the Seventh Battery, encampment of 1881, one hun- dollars ($100.00).

rederick Blenkner, third assistant-sergeant-at-arms, ty-two dollars ($92.00).

o pay Charles Huston, bill of sundries for state house, nty-seven dollars ($77.00).

Deficiency appropriations.

To pay Alum Creek Ice Co., bill ice, treasurer of office, from May 25, 1887, to February 15, 1889, fort dollars and ten cents ($43.10), and clerk's office, h representatives, from April 12, 1887, to January 5, 1889, dollars and ninety cents ($12.90).

To pay A. L. Yardley, bill of 2 dozen waste b March 20, 1889, eighteen dollars ($18.00).

Kilbourne, Jones & Co., bill hardware, from Apri March 1, 1888, seventy-two dollars and twenty-five ($72.25).

To pay Sadler & Musser, balance on bill for legal s rendered, expenses and costs paid, from November 9, 1 November 9, 1887, six hundred and eight dollars and fi cents ($608.52).

To pay Columbus Edison Electric Light Company for wiring and lighting state house dome and rotunda September 7 to December 1, 1888, seventy-five dollars ($

To pay Columbus transfer company for five ca used by state officers at funeral of Hon. E. T. Tappan, dollars ($15.00).

To pay R. J. Fanning, First Lieutenant Battery firing salute on account of death of General Sheridan, eight dollars ($38.00).

To pay cost bill William B. Cash, clerk of the co pleas court of Belmont county, in case of state of Ohio Pittsburgh and Wheeling Coal Co., twenty dollars and s three cents ($20.73).

To pay cost bill state of Ohio vs. Garfield Coal Co. ble to A. B. Camp, clerk of court, Trumbull county twenty-three dollars and thirty-seven cents ($23.37).

To pay N. K. Kennan in full for services in case state of Ohio vs. Pittsburgh and Wheeling Coal Co., i mont county common pleas court, one hundred ($100.00).

To pay Columbus Electric Supply Co., for repairing ing apparatus of the house, and attendance during sess teen dollars and fifty cents ($15 50).

To pay Edison Electric Light Co., for lighting su court room, consultation room, law library and hallwa hundred and eighty dollars and fifty-nine cents ($180.5

To pay Myers Bros., for printing crop report, unde of the superintendent of public printing, eighty-six and eighty-one cents ($86.81).

To pay the commissioners of Lucas county for m nance of ninety state patients in the northwestern h for the insane, at $4.25 per week, from Feb. 15th, to May 1st, 1889, or so much thereof as may be nec four thousand and ninety-eight and 20-100 dollars ($4,0

To pay Dr. G. A. Doren, for services as superinten construction of the asylum for imbecile youth duri years from 1882 to 1886, inclusive, three thousand ($3,000.00), and this sum shall be in full for all claims t

SECTION 2. The moneys appropriated by this act shall be paid out on vouchers approved by the governor. Deficiency appropriations.

SECTION 3. This act shall take effect and be in force from after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

LOCAL AND SPECIAL ACTS.

[Senate Bill No. 158.]

AN ACT

To create four election precincts in Jefferson township, Adams county,

SECTION 1. *Be it enacted by the General Assembly of the Stat* That the township of Jefferson, in the county of Adams and stat be and the same is hereby divided into four election precincts dential, state, county and township elections as follows, to-wit:

So much of said township as is within the following bounds be known and designated as Lynx precinct, to-wit: Beginni center of the Forge dam and Blue Creek pike, in front of the re A. J. Waters; thence south to a point in the Rome and Miner pike, ten rods north-east of the residence of George Hill; thenc center of said pike to the line dividing the townships of Green a son; thence with said township line to Ohio Brush creek; then creek to the mouth of Colliers' run; thence up said run to the fo same; thence up the left-hand fork thereof to where said run c public road; thence down said road to the right-hand fork of run; thence down the same to the forks of said run; thence main branch thereof to where the road crosses Scioto Brush cree with said road to its connection with the Forge dam and Blue C at the residence of J. J. Copas; thence with the center of said p place of beginning.

SECTION 2. That so much of said township as is within the boundaries shall be known and designated as Churn Creek pr wit: Beginning at a point in the Rome and Mineral Springs p the Wintersteen run crosses said pike; thence following the cen public road leading to the Scioto county line by the Patterson ru with the line of Adams and Scioto counties south to the Green line; thence with said line dividing the townships of Green and to where the Rome and Mineral Springs pike crosses said town thence with the center of the Rome and Mineral Springs pike in said pike ten rods north-east of the residence of George Hi following the eastern boundary of the Lynx precinct to a poi Forge dam and Blue Creek pike in front of the residence of A. J thence following the center of said pike to the Rome and Miner pike; thence following the center of said Rome and Mineral Sp to the place of beginning.

SECTION 3. That so much of said township as is within the boundaries shall be known and designated as Cedar Mills precin Beginning at a point in the center of the Forge dam and Blue C where the Cedar Mills road by the residence of Daniel Anderson,

pike; thence in a straight line to a point twenty poles east of the resi-
e of Jas. W. Graham; thence in a straight line to the forks of the
near Freeman's store; thence in a straight line to a point in the line
ling Jefferson and Meigs townships, where the road from Cedar Mills
ineral Springs crosses the same; thence with said township line west
hio Brush creek; thence down said creek to the mouth of Colliers'
thence with said run and the northern boundary of Lynx precinct
Randall's run to the Forge dam and Blue Creek pike; thence with
pike to the place of beginning.

SECTION 4. That so much of said township as is within the follow-
boundaries shall be known and designated as Wamsleysville precinct,
it: Beginning at the junction of the Forge dam and Mineral Springs
; thence following the center of the Forge dam and Blue Creek pike
ne intersection of the road leading from Cedar Mills by Daniel Ander-
; thence following the eastern boundary of the Cedar Mills precinct
ne Meigs township line; thence following said township line in an
ern direction to the line dividing Scioto and Adams counties; thence
h with said county line to where the road crosses said county line at
Patterson creek; thence following the center of said road to where the
tersteen run crosses the Rome and Mineral Springs pike; thence with
enter of the Rome and Mineral Springs pike, to the place of beginning.

SECTION 5. This act shall take effect and be in force from and after
assage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed January 11, 1889.

[House Bill No. 186.]

AN ACT

To authorize the council of the village of Orrville, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* t the council of the incorporated village of Orrville, Wayne county, o, is hereby authorized and empowered to transfer the sum of seven ndred dollars from the general fund to the fire fund of said village.

SECTION 2. This act shall take effect from its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed January 15, 1889.

[House Bill No. 803.]

AN ACT

To change the time of holding the court of common pleas of Lawrence county, O the first term in the year 1889.

SECTION 1. *Be it enacted by the General Assembly of the State o* That the next term of the court of common pleas in and for La county, Ohio, shall commence on the nineteenth (19th) day of Fe A. D. 1889, instead of on the nineteenth day of March, A. D. 1889, appointed.

SECTION 2. This act shall take effect and be in force on and a passage.

ELBERT L. LAMPSO
Speaker of the House of Represe
WM. C. LYO
President of the

Passed January 15, 1889.

[House Bill No. 800.]

AN ACT

To authorize the commissioners of Harrison county, Ohio, to establish a childre in said county, to purchase lands and erect suitable buildings thereon, and fer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State o* That the board of county commissioners of Harrison county, Oh hereby authorized to establish a children's home in said county, a that purpose may purchase suitable lands and erect the necessary ings thereon, at a cost not to exceed fifteen thousand dollars.

SECTION 2. For the purpose of providing for the payment f lands and buildings, the commissioners are hereby authorized to t from the county fund to the building fund, any surplus of such fund now accrued or that may accrue on or before July 1st, eightee dred and eighty-nine.

SECTION 3. This act shall take effect and be in force from and a passage.

ELBERT L. LAMPSO
Speaker of the House of Represe
THEO. F. DAV
President pro tem. of the

Passed January 18, 1889.

[House Bill No. 819.]

AN ACT

uthorize the village council of the incorporated village of Van Wert, Van Wert ounty, Ohio, to issue bonds and levy a tax for the purpose of providing said village ith a system of public water-works.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That village council of the incorporated village of Van Wert, Van Wert ty, Ohio, be and the same is hereby authorized to issue the bonds of village in an aggregate sum, not exceeding seventy-five thousand dol- ($75,000.00), bearing interest at a rate not exceeding five per centum nnum, from date of issue (said interest payable semi-annually), for urpose of providing said village with a system of public water-works.

SECTION 2. The bonds shall be signed by the mayor of said village, countersigned by the clerk thereof, and shall not be sold for less than par value, and shall be issued at such times and in such amounts, mature at such dates, respectively, as the council of said village deter- d by ordinance; and said village council is hereby authorized to levy upon all the taxable property of said village to pay said bonds and est thereon when the same become due.

SECTION 3. The funds realized from the sale of said bonds shall be d by the council of said village for the purpose of purchasing the sary grounds and constructing, paying for and maintaining water- s for said village, which water-works, when completed, shall be used, ted and controlled in such manner as may be prescribed by law and rdinance of said village enacted in conformity therewith.

SECTION 4. Before such bonds shall be issued or tax levied, the ques- of issuing said bonds and the levying a tax therefor, the same shall bmitted to a vote of the qualified electors of said village at a regular on or a special election called for that purpose, as the council of said e may order; notice of such election shall be given by publication e or more newspapers, of general circulation, published in said village of which shall be a daily paper of general circulation published in village). The tickets voted at said election shall have written or ed thereon: "Authority to issue bonds—Yes;" or, "Authority to bonds—No." If the proposition to issue bonds is approved by a ity of all the voters voting at said election, the council of said village have authority to issue the said bonds and levy the said tax as pro- for in this act, but no levy shall be made to pay any part of the ipal of the said bonds until after the expiration of ten years from the f said bonds.

ECTION 5. The mayor of said village is authorized and required, n thirty days after the passage of this act, to nominate four persons, ns of said village, of well-known and recognized ability, to act as -works trustees, not more than two of whom shall belong to either of olitical parties. They shall be nominated, one for one year, one for ears, one for three years and one for four years; that said nomina- shall be made at a regular meeting of said village council, and at the regular meeting of said council, said council shall, by ballot, take a n the confirmation of said nominees, and if a majority of members l to said council shall vote in favor of the confirmation, then the of said village and the four persons so nominated and confirmed as

aforesaid shall constitute and be a board of water-works trustee
mayor of said village shall be ex-officio a member and president
board. The member appointed for one year shall serve until t
regular meeting of said council in June, 1890; the remaining th
spectively, until next regular meeting in June, 1891, 1892, 1893
successors are duly appointed and qualified.

SECTION 6. The mayor of said village shall, after the year 1
nually, at the first regular meeting in May, nominate one perso
member of said board, and the council of said village, at their first
meeting in June of each year, vote upon the confirmation of said
nees, and if they shall receive a majority of the votes of all the m
elected to the council of said village, they shall be deemed duly app
and on a vacancy happening in said village board by death, resi
or refusal of council to confirm, or otherwise, the mayor shall fo
nominate others to be voted upon by said council, and said counc
next ensuing regular meeting, vote on the confirmation as heretof
vided.

SECTION 7. This act shall take effect and be in force from and
passage.

ELBERT L. LAMPS
Speaker of the House of Repres
THEO. F. DAV
President pro tem. of th

Passed January 18, 1889.

[House Bill No. 854.]

AN ACT

To authorize the treasurer of Scioto township, Ross county, Ohio, to transfer cert

SECTION 1. *Be it enacted by the General Assembly of the State of Oh*
the treasurer of Scioto township, Ross county, Ohio, be and is
authorized to transfer the sum of $220.79 from the tuition fund
school districts Nos. 4 and 9 to the tuition fund of sub-school dist
12; and the sum of $137.10 from the contingent fund of said su
districts Nos. 4 and 9 to the contingent fund of said district No. 1

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPS
Speaker of the House of Repres
THEO. F. DAV
President pro tem. of th

Passed January 18, 1889.

[Senate Bill No. 79.]

AN ACT

To authorize the sale of the Goshen seminary [building] and grounds

WHEREAS, The Goshen seminary association, of Goshen villa
mont county, state of Ohio, was duly incorporated A. D. 1860,

ance of the laws of the state of Ohio, and acquired lands, and erected reon a seminary building for educational purposes; and

WHEREAS, Said seminary building has ceased to subserve the purses for which it was created; and

WHEREAS, It is the unanimous desire of the stockholders in said shen seminary association that the buildings and grounds thereof be d, and its corporate existence closed; therefore,

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That e trustees of Goshen association (a corporation existing by virtue of the ws of the state of Ohio) may dispose of its property at public or private e, upon such terms as to payment as the stockholders thereof, by a te of three-fourths of the shares of stock of the institution may direct, er giving public notice of the same for six consecutive weeks in some wspaper of general circulation, published in Clermont county, state of io, wherein said institution is situated; which notice shall contain a l statement of the terms, time and place of sale, and the action of the stees aforesaid; and the trustees may then close up the corporate existce of the aforesaid seminary association, and make an equitable distrition of the proceeds of the sale among all the holders of the shares of ck, after the payment of the just debts of the corporation and the pense of sale.

SECTION 2. The trustees aforesaid shall have full power to convey to e purchaser, by deed of warranty, all the rights, title and interest of the resaid Goshen seminary association in and to the premises so sold.

SECTION 3. This act shall take effect and be in force from and er its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed January 21, 1889.

[Senate Bill No. 337.]

AN ACT

To authorize the village of Fostoria, in Seneca county, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That e council of the village of Fostoria, in Seneca county, be, and it hereby authorized to transfer permanently, six thousand three hundred and enty-two dollars and forty-six cents, from the water-works fund to the s fund of said village.

SECTION 2. This act shall be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed January 21, 1889.

[Senate Bill No. 346.]

AN ACT

To authorize the board of county commissioners of Brown county, Ohio, to iss and to repair the present court house in said county.

WHEREAS, On the third day of December, A. D. 1888, the cou in said county of Brown, and the office furniture therein, was p destroyed by fire; and whereas, it became necessary by reason of s to raise money immediately, to repair, enlarge and improve sai house; therefore,

SECTION 1. *Be it enacted by the General Assembly of the State* That the county commissioners of the county of Brown are hereby ized to repair, as they may deem necessary and prudent for the i of said county, said court house, and that they are hereby autho purchase new furniture, such as may be needed for the various c said court house, and for the court room in said court house, and vide such improved ventilation, drainage, lighting and heating court house, in its various departments, as they may deem best an The said county commissioners shall, immediately upon the pa this act, determine what repairs they will make to said court house or all of the respects above mentioned, and have such determinati with entered upon their journal. Said county commissione immediately cause plans and specifications of and for such repairs may determine upon, to be filed in the office of the auditor o county, Ohio, as soon as practicable, and for such furniture, fixt heating apparatus for said court house, and for any improved d ventilation and lighting of said court house; and as soon as such cations have been made and adopted by them, they shall pr advertise for sealed proposals, for a period not to exceed fifteen (1 in two newspapers of general circulation in the county, for contra said work, and furnish such material as is necessary, and they said contract of said work and said material to the lowest and bes therefor, which shall be completed within as short a time as pract

SECTION 2. That the county commissioners of said Brown for the purpose of this repairing said court house, as shall have aforesaid determined by them, are hereby authorized to borrow su of money not exceeding three thousand ($3,000) dollars, as they sh necessary, at a rate of interest not exceeding six per cent. per ann issue the bonds of said county therefor; the principal of said bon be payable at such time or times, not exceeding twenty (20) ye their date, as the said commissioners shall therein specify; and th est of said bonds shall be payable semi-annually; the said bonds be sold for less than their par value.

SECTION 3. That the bonds issued as aforesaid, shall spe tinctly the purpose for which they are issued; shall be in such re sums as the said commissioners shall determine; shall be pa bearer at such place as said commissioners shall therein design shall be signed by said commissioners and attested by the county of said county; and said county auditor shall keep a record of a issued, and the coupons thereto attached.

SECTION 4. That for the purpose of paying the interest on sai and the principal of the same as they become due, the commissi said county shall annually levy a sufficient tax upon all the taxa

said county in addition to the taxes now by law authorized to be

ECTION 5. This act shall take effect and be in force from and after sage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

assed January 22, 1889.

[House Bill No. 820.]

AN ACT

de the township of Portage, in the county of Summit, into two election precincts.

ECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That ownship of Portage, in the county of Summit and state of Ohio, be he same is hereby divided into two election precincts, as follows: at portion of said township being situated on the easterly side of the canal shall be designated as the east precinct, and all that portion l township situated and being on the westerly side of said canal shall signated as the west precinct, and the line of said Ohio canal shall be viding line between said election precincts.

ECTION 2. This act shall take effect and be in force from and after ssage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

assed January 22, 1889.

[Senate Bill No. 347.]

AN ACT

horize the county commissioners of Brown county, Ohio, to issue bonds of the unty for the purpose of having the records in the public offices in said county pplied, which were lost and injured by fire on the third day of December, 1888.

ECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* the county commissioners of Brown county, Ohio, are hereby author- o borrow such sums of money, not exceeding four thousand dollars 00), as they shall deem necessary, at a rate of interest not exceeding six ent. per annum, and issue the bonds of said county therefor, for the ose of transcribing and supplying such public records in the different s in said county as were lost and injured by fire on the third day of mber, A. D. 1888, as they may deem necessary. The principal of said s shall be payable at such time or times, not exceeding twenty (20)

years after their date, as said commissioners shall therein specify; interest of said bonds shall be payable semi-annually. The said shall not be sold for less than their par value.

SECTION 2. That the bonds so issued shall specify distinctly t pose for which they are issued, shall be in such respective sums as t commissioners shall determine, shall be payable to bearer at such p said commissioners shall therein designate, and shall be signed b commissioners and attested by the county auditor of said count said county auditor shall keep a record of all bonds issued, and c thereto attached.

SECTION 3. That for the purpose of paying the interest on said and the principal of the same as they become due, the commissio said county shall annually levy a sufficient tax upon all the taxabl erty in said county, in addition to the taxes now by law authorize levied thereon.

SECTION 4. This act shall take effect and be in force fro its after passage.

ELBERT L. LAMPSO
Speaker of the House of Represe
WM. C. LYC
President of the

Passed January 22, 1889.

[House Bill No. 818.]

AN ACT

To authorize the village of Louisville, Stark county, Ohio, to issue bonds for pose of providing said village with water-works.

SECTION 1. *Be it enacted by the General Assembly of the State o* That the village council of the village of Louisville, Stark county be and said village council is hereby authorized to issue the bonds village in any sum not exceeding twenty-five thousand dollars, in d ination not exceeding one thousand dollars, bearing interest at a ra exceeding six per centum per annum, payable annually, for the p of providing said village with water-works.

SECTION 2. Said bonds shall be signed by the mayor of the and countersigned by the clerk of said village. They shall not be s less than their par value; the principal shall be payable at such time council of said village may determine, by ordinance, within a peri exceeding twenty years; and said village council is hereby autho levy a tax upon all taxable property of said village to pay said bon to exceed four (4) mills in any one year.

SECTION 3. The funds realized from the sale of said bonds s used by the council of said village for the purpose of constructi paying for water-works for said village, which water-works, whe pleted, shall be used, operated, and controlled in such manner as r prescribed by law and the ordinances of said village.

SECTION 4. Before said council shall issue said bonds, the p tion shall be submitted to a vote of the qualified electors of said

ny general or special election called for that purpose. The council, ore submitting said proposition, shall declare by resolution the amount onds to be issued and within what time the same shall be redeemed aid. Said resolution shall be published in all newspapers published in said village, for at least two weeks. The election shall be held at usual places of holding elections in said village, and all persons favor- said proposition shall have written or printed on their ballots, "Issue water-works bonds—Yes;" and those opposed to said proposition shall e written or printed on their ballots, "Issue [of] water-works bonds— " And should a majority of the electors voting upon said proposition e "yes," then said council shall be authorized to issue said bonds as vided in this act.

SECTION 5. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed January 22, 1889.

[House Bill No. 821.]

AN ACT

authorize the council of the village of Oberlin, Lorain county, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That e council of the village of Oberlin, Lorain county, be and is hereby thorized to transfer to the street fund of the village all the money now nding to the credit of the sewer fund in the village treasury; and said uncil are also authorized and empowered to transfer to the street fund the money that may hereafter be paid into the village treasury, to the edit of the sewer fund, by virtue of the tax levy of 1888.

SECTION 2. This act shall take effect and be in force on and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed January 22, 1889.

[Senate Bill No. 335.]

AN ACT

To authorize the city of Marietta, Ohio, to erect or purchase an electric light plant.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That he council of the city of Marietta, Ohio, be, and it is hereby authorized

and empowered to erect or purchase an electric light plant fo purpose of lighting the corporation; and for that purpose said cou hereby authorized to purchase engines, boilers, dynamos, wires, pol all appurtenances thereto belonging, and all materials necessary f successful operation of the same, at a total cost or sum not to exce sum of fifteen thousand ($15,000) dollars.

SECTION 2. For such purpose said city council is authorized t the bonds of said city in the sum not exceeding fifteen thousand ($1 dollars, bearing interest at a rate not to exceed five per cent. per a from date of issue, payable semi-annually; the principal of such shall be payable at such times and places as the council may dete within a period not exceeding fifteen years, and shall be advertise sold according to law.

SECTION 3. Said council is authorized to levy a tax on all the ble property of said city, in addition to what is now authorized by levy, sufficient to meet the semi-annual interest on said bonds, an the principal thereof as the same fall due.

SECTION 4. This act shall take effect and be in force from and its passage.

ELBERT L. LAMPSON
Speaker of the House of Represent
THEO. F. DAVIS
President pro tem. of the

Passed January 23, 1889.

[Senate Bill No. 229.]

AN ACT

To authorize the village of Lockland, Hamilton county, to issue bonds for the p of building sewers.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* the council of the incorporated village of Lockland, Hamilton cou hereby authorized to issue bonds, not exceeding in amount the su fifteen thousand dollars, for the purpose of constructing sewers fo village; said bonds to be in denominations of one hundred dollars bearing interest at a rate not exceeding six per cent. per annum, pa semi-annually, and redeemable at such times as council may by ordi prescribe.

SECTION 2. Said bonds shall be signed by the mayor and co signed by the clerk of said village, and shall not be sold for less than par value, and may be sold at such times and in such amounts, from to time, as will best carry out the purpose for which they are issued.

SECTION 3. Said bonds shall not be issued, nor said tax assessed, the question shall be submitted to the voters of said village at a ge election, of which at least ten days' notice shall be given by advertise in a newspaper of general circulation in said village; at said electio voters desirous to vote in favor of issuing said bonds and levying sai shall have written or printed on their ballots the words: "Sewer bo

and all voters desiring to vote against issuing said bonds and levy-
id tax shall have written or printed on their ballots the words:
r bonds—No." No bonds shall be issued or tax levied under this
less two-thirds of the votes cast at said election shall be favorable
).

ECTION 4. Said election shall be held and controlled by the village
l of said village as it may by ordinance or resolution prescribe, and
tire record thereof and returns therefrom shall be recorded or filed
the village records.

ECTION 5. For the purpose of paying the interest on said bonds and
incipal, at maturity thereof, the council of said village is hereby
ized to levy, annually, a tax upon all the taxable property of the
of Lockland, in addition to the amount already allowed to be
by law; said tax to be levied and collected in the same manner as
for general purposes are levied and collected.

ECTION 6. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

ssed January 31, 1889.

[Senate Bill No. 344.]

AN ACT

horize the commissioners of Franklin county, Ohio, to construct a bridge and approaches thereto across the Olentangy river.

CTION 1. *Be it enacted by the General Assembly of the State of Ohio,* he board of county commissioners of Franklin county, Ohio, be and re hereby authorized to remove the old bridge across the Olentangy at the foot of Dodridge street, in the city of Columbus (North bus), Ohio, and to construct a new bridge on the same site, together ne proper and necessary approaches thereto, at a cost not to exceed m of thirty thousand dollars; provided, that they shall at the same nprove, widen and grade the roadway on each side of said bridge to said approaches; and in the exercise of their powers, and the nance of their duties in that behalf, they shall be governed by the statutes on that subject, except in so far as their powers and duties scribed by this act.

CTION 2. For the purpose of raising money to defray the expenses oving said old bridge, constructing said new bridge, together with pproaches, and improving, widening and grading such roadway, ommissioners are hereby authorized and empowered to issue and e bonds of said Franklin county, Ohio, according to law, in sums s than one thousand dollars each, bearing interest at the rate of six t. per annum, payable semi-annually, and not to exceed in the ate the sum of thirty thousand dollars; and said commissioners are authorized and empowered to levy a tax on all the property on

the tax duplicate of said county, to pay said bonds as they matu
the interest thereon, and at such rate and for such length of time
be necessary for that purpose.

SECTION 3. This act shall take effect and be in force from a
its passage.

ELBERT L. LAMPS
Speaker of the House of Repres
WM. C. LY
President of th

Passed January 31, 1889.

[Senate Bill No. 366.]

AN ACT

To authorize the village of Oxford, Butler county, Ohio, to erect or purchase a light plant.

SECTION 1. *Be it enacted by the General Assembly of the State* That the council of the village of Oxford, Butler county, Ohio, be a are hereby authorized and empowered to erect or purchase an elect plant for the purpose of lighting the corporation, and for that purp council is hereby authorized to purchase engines, boilers, dynamo poles and the appurtenances thereto belonging, and materials neces the successful operation of the same, at a total cost and sum not t the sum of twenty-five thousand ($25,000.00) dollars.

SECTION 2. For such purposes said village council is autho issue the bonds of said village in the sum not exceeding twenty-fi sand ($25,000.00) dollars, bearing interest at a rate not to exceed cent. per annum, from date of issue, payable semi-annually. T cipal of such bonds shall be payable at such times and place as the may determine, within a period not exceeding twenty years, and advertised and sold according to law.

SECTION 3. Said council is authorized to levy a tax on all able property of said village, in addition to what is now autho law to levy, sufficient to meet the annual interest on said bonds, the principal thereof, as the same falls due.

SECTION 4. The question of issuing said bonds, levying said of erecting and constructing said electric light plant for said villa be submitted to a vote of the qualified electorss of said village, at a or special election, at the place of holding election in said village, ing ten days' notice thereof in two newspapers of general circulati lished in said village. The tickets to be voted at said election sh written or printed thereon, "Electric light plant—Yes," or " light plant—No." If a majority of the votes cast at said electio favor of electric light plant and issuing of said bonds, then the shall proceed to issue said bonds, and not otherwise.

SECTION 5. This act shall take effect and be in force from a its passage.

ELBERT L. LAMPS
Speaker of the House of Repres
WM. C. LY
President of th

Pas ed January 31, 1889.

[Senate Bill No. 367.]

AN ACT

horize the village of Westwood, Hamilton county, Ohio, to borrow money to finish d furnish the town hall and offices of the officers of the corporation, now in course erection in said village, and put in lighting and heating apparatus, and grade the ounds about the same.

ECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, the council of the village of Westwood, in Hamilton county, Ohio, d it is hereby authorized to borrow money, not exceeding five thou- dollars in amount, for the purpose of finishing and furnishing the hall and offices of the officers of the corporation, now in course ction in said village, and put in lighting and heating apparatus, and ng the grounds about the same, and the council of said village is y authorized to issue bonds for the money so borrowed, at such times n such amounts as may be required, not exceeding said five thousand s.

ECTION 2. Said bonds as aforesaid authorized to be issued, shall be d by the mayor of said village, and countersigned by the village clerk, hall bear interest at a rate not exceeding six per cent. per annum, le semi-annually, and said bonds shall be of such denomination, to mbered consecutively, beginning with number one, and shall mature y years from date, but said village may reserve the right to call in edeem, with accrued interest, said bonds, or any portion thereof, their maturity, if it so desires, and said bonds shall be sold as pro- by law.

ECTION 3. For the payment of the interest and principal of said as the same shall become due, the council of said village are y authorized and required to levy a tax on all the taxable property n the corporate limits of said village, not exceeding three-quarters of ill in addition to taxes now authorized by law, which levy shall be d on the tax duplicate by the auditor of said county, and collected as taxes.

ECTION 4. This act shall take effect and be in force from and after ssage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed January 31, 1889.

[Senate Bill No. 369.]

AN ACT

rizing the council of the city of Canton, Ohio, to issue and sell bonds to improve and enlarge the city fire department.

ECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That ouncil of the city of Canton, Ohio, be and the same is hereby author- to issue and sell the bonds of said city, in the sum of twenty-five

thousand dollars, bearing interest not exceeding six per centum, p semi-annually, and of denominations not less than one thousand each, made payable at such times as said council may prescribe, b within less than two nor more than ten years from date of issue. bonds shall not be sold below par, and the proceeds therefrom sh used to improve and enlarge the city fire department.

SECTION 2. For the purpose of paying said bonds and the in thereon, as the same may become due, the council of said city is authorized to levy a tax not exceeding one-half of one mill per a upon all taxable property of said city, in addition to the amount wise allowed by law, to be collected as other taxes.

SECTION 3. This act shall take effect and be in force from an its passage.

ELBERT L. LAMPSO
Speaker of the House of Represen
WM. C. LYO
President of the

Passed January 31, 1889.

[House Bill No. 240.]

AN ACT

To authorize the commissioners of Franklin county to construct a bridge ac Olentangy river.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohi* the board of commissioners of Franklin county be and they are authorized to construct a bridge across the Olentangy river at the w terminus of Third avenue, of the city of Columbus, providing th county commissioners of said Franklin county shall first secure th of way to said bridge without any additional expense to said count in the exercise of their powers and the performance of their duties i behalf, they shall be governed by the general statutes on that subje cept in so far as their powers and duties are conferred and prescrib this act.

SECTION 2. For the purpose of raising money to defray the ex of constructing such bridge, said commissioners are hereby authorize empowered to issue bonds of said Franklin county at not less than par value, in sums of not less than one thousand dollars each, b interest at a rate not to exceed six per cent. per annum, payable se nually, and not to exceed in the aggregate the sum of twenty-five tho dollars; and said commissioners are further authorized and empowe levy a tax on all the property on the tax duplicate of said county said bonds as they mature, and the interest thereon, and at such ra for such length of time as may be necessary for that purpose.

SECTION 3. This act shall take effect and be in force from and a passage.

ELBERT L. LAMPSO
Speaker of the House of Represen
WM. C. LYO
President of the

Passed January 31, 1889.

[House Bill No. 722.]

AN ACT

uthorize the commissioners of Clermont county, Ohio, to construct a certain free turnpike road.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That commissioners of Clermont county, Ohio, are hereby authorized to struct the following free turnpike road: Commencing at a point on farm of Mr. L. W. Thomas, in Pierce township, Clermont county, Ohio, at the northern termination of the Nine Mile and Pleasant Hill free npike road, and near the point where a county road crosses the said turnpike; thence in a northern direction through the lands of L. W. omas, Dr. Denison, E. R. Hancock, Mr. Rowe, George Rymell, the Whita- heirs, Wm. and Benjamin Lewis, Wm. Hancock, and Jeney Donham, in a straight line, as near as practicable, to obtain a good grade, so as ntersect a county road near the farm dwellings of Wm. Hancock and ey Donham, and at a point where said county road makes a right angle; nce on and along said county road, as near as practicable, to obtain a d grade, so as to intersect the Ohio turnpike in the village of Amelia, r the Odd Fellows' hall, and at the point where said county road now ersects the Ohio turnpike road.

SECTION 2. Said county commissioners may, if they deem it best, e bonds for the construction of said free turnpike road; provided, that l bonds shall not bear interest at a higher rate than six per cent. per num, payable annually, and shall not be sold for less than their par ue; provided, that said bonds may extend to such time as they can be d at a levy of ($\frac{2}{10}$) two-tenths of one mill on the dollar, annually, on tax duplicate of said county, in addition to the taxes now authorized law, for the purpose of meeting the payment of said bonds at their turity.

SECTION 3. Said commissioners shall, before proceeding to construct l road, or any part of it, require and secure from those interested in l improvements a subscription or donation, equal in amount to twenty centum of the cost of said improvements, to aid in the construction of same.

SECTION 4. That for the purpose of paying said bonds the county mmissioners are hereby authorized to levy and assess a tax, not exceed- ($\frac{2}{10}$) two-tenths of a mill on the dollar, annually, on all the taxable perty of the county.

SECTION 5. In constructing said road, said commissioners may locate same upon the whole or any part of any county road, or upon and ough any improved or unimproved lands in the line designated for l road, and may settle directly with the landowners any question of nage or compensation arising by reason of their acts. Said road shall be more than sixty nor less than forty feet in width.

SECTION 6. A majority of said county commissioners shall, at any ular session, be necessary to agree upon specifications and order said provements.

SECTION 7. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed January 31, 1889.

[House Bill No. 789.]

AN ACT

To change the name of Leon Kelly to Leon Southam.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohi* the name of Leon Kelly be changed to that of Leon Southam.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPSO
Speaker of the House of Represe
WM. C. LY
President of the

Passed January 31, 1889.

[House Bill No. 791.]

AN ACT

Supplementary to section 4 of an act, authorizing the village of Fayette to inc educational facilities and to issue bonds of the corporation to pay for the sam March 5, 1888.

SECTION 1. *Be it enacted by the General Assembly of the State* That section 4 of an act authorizing the village of Fayette to incr educational facilities and to issue bonds of the corporation to pay same, passed March 5, 1888, be supplemented as follows:

Sec. 4*a*. That whenever the management of said school p shall, by resolution or ordinance of the council, be vested in said b trustees, and there shall have been established in said school build school of higher grade as shall comprehend academic and universit giate courses, including also instruction usually furnished in comm normal schools, said trustees may, on the recommendation of the fa said school, confer all such degrees and honors as are conferred by and universities of the [state] of Ohio, and such others having refer the course of study and the accomplishments of the same, as the deem proper.

Sec. 4*b*. During the period of the continuance of said school of a grade, section 3726, of the Revised Statutes of Ohio, shall be inopera said school or board of trustees in so far as it requires an incorporati the filing of the schedule named in said section.

SECTION 2. This act shall take effect and be in force on an its passage.

ELBERT L. LAMPSO
Speaker of the House of Represe
WM. C. LYO
President of the

Passed January 31, 1889.

[House Bill No. 792.]

AN ACT

horize the board of education of the village school district of Archbold, Fulton county, to levy an additional tax to carry on schools therein.

ECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* the board of education of the village school district of the village of bold, Fulton county, Ohio, be and are hereby authorized to levy a or the years 1889, 1890 and 1891, on all the taxable property within district, not to exceed three mills on the dollar for each year, in addito the levy now authorized by law, the same to be collected as other , for the purpose of supporting and continuing the schools in said ct.

ECTION 2. This act shall take effect and be in force on and after its ge.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed January 31, 1889.

[House Bill No. 823.]

AN ACT

thorize the board of education of Bellaire city school district to lease part of Central school building.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* t the board of education of the city of Bellaire is hereby authorized empowered to lease for a term of years or a shorter time, the fourth pper story of the central school building, in such city, but no such shall be made to any person or for any purpose that shall in any ner interfere with the use of the other stories or parts of the building chool purposes.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed January 31, 1889.

[House Bill No. 836.]

AN ACT

authorize the commissioners of Highland county, Ohio, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That county commissioners of the county of Highland be and they are

hereby authorized to permanently transfer the sum of two thousa forty-six dollars ($2,046) from the special fund known as the in free turnpike No. 53 fund, created by a special act of the General A of the state of Ohio, passed April 5th, 1883 (vol. 85, page 307), to eral county fund thereof.

SECTION 2. This act shall take effect and be in force from and passage.

ELBERT L. LAMPS
Speaker of the House of Repres
WM. C. LY
President of th

Passed January 31, 1889.

[House Bill No. 869.]

AN ACT

To authorize the board of education of Westland township, Guernsey county, transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Oh* the board of education of Westland township, Guernsey county, and they are hereby authorized to transfer the sum of twelve h dollars ($1,200.00) from the building fund, as follows: Nine h ($900.00) dollars to the continuing fund; and three hundred ($300. lars to the contingent fund of said township.

SECTION 3. This act shall take effect and be in force from a its passage.

ELBERT L. LAMPS
Speaker of the House of Repres
WM. C. LY
President of th

Passed January 31, 1889.

[House Bill No. 877.]

AN ACT

To change the name of Elizabeth Fisher Wells to Elizabeth Fisher Ros

SECTION 1. *Be it enacted by the General Assembly of the State of Oh* the name of Elizabeth Fisher Wells be changed to that of Elizabeth Ross.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPS
Speaker of the House of Repres
WM. C. LY
President of th

Passed January 31, 1889.

[Senate Bill No. 339.]

AN ACT

rovide additional means for increasing the capacity and efficiency of the electric light plant in the city of Xenia, Greene county, Ohio.

WHEREAS, The costs and expenses of increasing the capacity and iency of the electric light plant in the city, owing to the purchase of e machinery and lamps than was originally intended, has exceeded original estimate, and necessitated a greater outlay of money than that norized by the act of April 16, A. D. 1888, "To provide for increasing capacity and efficiency of the electric light plant of the city of Xenia;" efore,

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the purpose of raising money to complete the work of lighting the city Xenia, the city council of said city is hereby empowered to provide by nance for the issue and sale of the bonds of said city, in amount not eeding twenty-five hundred dollars ($2,500), payable in ten years, but eemable at the city's option at any time after the expiration of one r from the date of their issue, and bearing interest at not exceeding six cent. per annum.

SECTION 2. Said city of Xenia is hereby authorized to issue and sell ublic and [or] private sale, with or without publication, the bonds of city, in an amount not to exceed twenty-five hundred dollars ($2,500). l bonds to be of such denomination as the council by ordinance shall cribe, to be signed by the mayor and attested by the city clerk. Said ds shall not be sold at less than their par value, with accrued interest, may have interest coupons attached. And the money arising from sale thereof shall be paid into the treasury of said city, to the credit ne light fund thereof.

SECTION 3. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 1, 1889.

[House Bill No. 807.]

AN ACT

uthorize the incorporated village of New Concord, Muskingum county, to issue bonds to complete town hall.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, t the village council of the incorporated village of New Concord, Mus-gum county, Ohio, be authorized to borrow money and issue bonds efor, not exceeding six thousand ($6,000) dollars, for the purpose of pleting town hall; said bonds to be of such denominations as said

council may deem proper, and shall run for a period not exceeding
five years, to bear interest not to exceed six per cent. per annum,
semi-annually.

SECTION 2. This act shall be in force on and after its passag

ELBERT L. LAMPS
Speaker of the House of Represe
WM. C. LY
President of the

Passed February 1, 1889.

[Senate Bill No. 51.]

AN ACT

To authorize the commissioners of Hamilton county to levy a tax for grading, mizing and improving a certain road.

SECTION 1. *Be it enacted by the General Assembly of the State* That the commissioners of Hamilton county be and they are authorized to grade, macadamize and improve a county road in field and Sycamore townships, as surveyed and established by dire said commissioners along the following described route, to-wit: ning from a point south of the depot at Hartwell, on the Cle Columbus and Cincinnati, or "Bee Line" railroad; thence runni wardly along the lands belonging to the Brownell heirs, J. M. Amos Ross, D. Weaver, E. Oberly and Thomas Wright's heirs Cincinnati and Reading (or Lebanon) turnpike, to be known wl proved as the "Hartwell road or avenue;" provided, that all right through any and all such lands shall be furnished free of any expense to said county commissioners; and provided further, th half the expense of grading, macadamizing and improving said roa be assessed upon the abutting property outside the incorporated the village of Hartwell, the same to be levied and collected a taxes, in five annual installments, in December of each year, balance, not exceeding the sum of five thousand dollars, shall be pa a tax levied upon all the taxable property of Hamilton county, not ing $\frac{1}{40}$ of a mill on each dollar valuation thereof.

SECTION 2. The grading, macadamizing and improving of s shall be under the direction of the said commissioners of Hamilton The money arising from said tax shall be applied to said impro and any unexpended balance shall be transferred to the bridge said county.

SECTION 3. This act shall take effect and be in force from a its passage.

ELBERT L. LAMPS
Speaker of the House of Repres
THEO. F. DA
President pro tem. of th

Passed February 7, 1889.

[House Bill No. 509.]

AN ACT

ıthorize the county commissioners of Cuyahoga county to issue the bonds of said ounty for certain purposes therein named, and to levy a tax for the redemption hereof.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* the county commissioners of Cuyahoga county, Ohio, be and they hereby authorized and required to construct a new bridge across ky river, on Detroit street, near the mouth of said river.

SECTION 2. For the purpose of providing the funds necessary for ding such bridge, said commissioners are hereby authorized to issue ponds of Cuyahoga county for an amount not exceeding fifty-five thou- dollars ($55,000), which said bonds may be made payable at any time, o exceed ten (10) years from the date of issue thereof, and shall bear rest at a rate not to exceed six per cent. per annum, payable semi- ually. Said bonds may be issued from time to time, and in such unt, as the progress of the work or the convenience of said commis- ers may require, and shall have written or printed upon them the of the law under which they are issued, and the words "Rocky River ge," and shall not be sold or negotiated for less than par; and the eeds shall not be applied to any other purpose than the payment of ost and expense of the work and improvement hereinbefore provided, to pay the interest on said bonds as the same shall accrue.

SECTION 3. The commissioners of Cuyahoga county are hereby orized and required to levy a tax on all the taxable property in said ty, in addition to all other taxes authorized by law, in such amounts ill be necessary to meet the payments of said bonds and interest as shall become due, which levy shall be placed on the tax duplicate he auditor of said county, and collected as other taxes.

SECTION 4. This act shall take effect and be in force from and its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed February 7, 1889.

[House Bill No. 780.]

AN ACT

ıthorize the county commissioners of Clermont county to purchase the Batavia Union turnpike, situated in said county of Clermont.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* the board of county commissioners of the county of Clermont be hereby is authorized to purchase for said county, the said Batavia on turnpike, situated in the county of Clermont, and thereafter to be e turnpike, and kept in repair as other free turnpike roads in said ty. When purchased, and before any payment is made therefor, the

owners to execute to the county of Clermont a good and suffici
of conveyance, and to the satisfaction of said board of county
sioners.

SECTION 2. That before said purchase is made, there shall
in the office of said board of county commissioners by the person i
in the purchase of said Batavia Union turnpike, a guarantee by
tion or otherwise, to the satisfaction of said board, of twenty pe
the amount of purchase money of said Batavia Union turnpike
the purchase is made and deed of conveyance executed for said t
the board of county commissioners shall assign said guarantee of tw
cent. to the late owners of the said Batavia Union turnpike, and
shall be received by them without rebate in full payment of the
of the purchase money for said turnpike, to be collected by them
own names.

SECTION 3. That in case said board of county commissioner
owners of said Batavia Union turnpike cannot agree upon a
price, said board and owners may cause an appraisement there
made by three disinterested freeholders of said county, one to b
by said board, one by said owners, and the third appraiser to b
by the two appraisers selected as aforesaid.

SECTION 4. That the appraisers selected and chosen under
visions of this act, shall, under oath, upon actual view, app
Batavia Union turnpike located in Clermont county, at its tr
and make return in writing of their appraisement, within ten d
making the same, to said board. The said board and the owners o
Batavia Union turnpike, within thirty days after the return
appraisement, may agree upon a sale and purchase of said Batav
turnpike at the appraised value or less. If the said board refuse
plete the purchase at the appraised value, in that case the said
shall pay the costs of appraisement. If the owners refuse to se
appraised value, the said owners of said Batavia Union turnp
pay the costs of appraisement. The appraisers shall each be en
receive two dollars per day for their services rendered under this

SECTION 5. That for the purpose of paying the purchase n
said Batavia Union turnpike, said board of county commissioner
by authorized to issue the bonds of said county, payable at such t
exceeding twenty years from date of the same, as to the said bo
seem proper, bearing a rate of interest not exceeding six per cen
annum, payable semi-annually. Said county bonds shall not b
otherwise disposed of at less than their par value. The bonds to
in denominations not to exceed five hundred dollars nor less t
dollars.

SECTION 6. That the county auditor of said county shall r
keep in the office of said board, in a book to be provided for r
county bonds, an accurate registry of said bond, showing date
number of bonds, amount of bond, to whom sold, when due,
deemed, and amount of interest and principal paid on each bon
of said bonds to be signed by the county commissioners and coun
in red ink by the county auditor of said county.

SECTION 7. That for the payment of the interest on, and
redemption of said bonds, the board of county commissioner
county is hereby authorized to levy a tax upon all the taxable pr
said county, at such a rate, not exceeding one-eighth of a mill

ition to other levies for road purposes, authorized by law, on each of taxable property in said county, as may be found necessary to e interest on said bonds, and provide a sum sufficient to redeem and id bonds as they become due and payable.

CTION 8. This act shall take effect and be in force from and after sage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

ssed February 7, 1889.

[House Bill No. 342.]

AN ACT

horize the incorporated villages in Wood county Ohio, to borrow money and issue ds therefor, for the purpose of sinking wells for natural gas, purchasing and lay- pipes, and supplying the said villages and the citizens thereof with natural gas public and private use.

ECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That uncil of any incorporated village in Wood county, Ohio, be and is y authorized to issue bonds for the purpose of sinking wells for al gas, purchasing and laying pipes and constructing the necessary ngs, fixtures and machinery to supply such village and the citizens of with natural gas for public and private use and consumption.

ECTION 2. No village shall, at any time, under the various provis- of this act, issue bonds increasing the municipal indebtedness of the village above ten per cent. of the actual valuation of the personal eal estate of said village, as shown by the tax duplicate of the year preceding the issue of bonds as provided for in this act.

ECTION 3. Before such bonds or any of them shall be issued, the ion of issuing the same shall be submitted to the qualified voters of village, at a general or special election, to be held at such times as the il of said village shall appoint. The tickets voted shall have written rinted thereon the words: "Authority to issue bonds—Yes;" or, hority to issue bonds—No." If the proposition to issue bonds be ap- d by two-thirds of those voting upon the proposition, the village have authority to issue bonds for the purpose named, as provided in ct.

ECTION 4. The council of such village shall publish notice of the ission of such question in some newspaper published in such village, least ten days prior to such election, and in case no newspaper is shed in such village, the council shall cause to be posted in at least public places in said village, written or printed notices of the sub- on of such question, for at least ten days prior to such election; and election shall be held in all respects, not otherwise herein provided, unicipal elections are now required by law to be held in such village.

ECTION 5. Such bonds, when so authorized, shall be issued by the il of such village in denominations not less than one hundred or

more than five hundred dollars, payable in such times, not exceed
years, as the council shall provide, with interest not exceeding
cent. per annum, payable semi-annually; principal and interest
at such place as the council may determine; they shall express up
face the purpose for which, and the act under which issued, and
signed by the mayor and countersigned and registered by the clerk
village, and shall not be sold for less than their face value.

SECTION 6. No more bonds shall be issued and sold than is n
for and required by the actual and necessary cost and expenses of
wells, in such numbers as may be required for the purposes named
tion 1 of this act, and laying of pipes and other necessary expense
shall be sold, from time to time, as the work progresses, and
amounts as shall be required and made necessary by progress, and
proper completion of the works; and all proceeds and moneys
from said bonds shall be used exclusively for and applied to the p
of the work, labor, material and other expenses necessary for the
of gas for the purpose aforesaid.

SECTION 7. All moneys collected or received by said village f
citizens thereof, for gas furnished and consumed for public or priv
and all net incomes, revenues and profits arising therefrom, s
pledged and applied to the payment of said bonds and interest; a
council of said village is hereby authorized to levy a tax annua
exceeding ten mills on the taxable property within said village, i
tion to the tax now by law authorized to be levied, which shall be
a sinking fund for the gradual extinguishment of said bonds.

SECTION 8. All moneys so applicable to the payment of said
which shall come into the hands of said village before said bonds
due, or any of them, shall be used to purchase such bonds, or i
under the order of the council as a sinking fund, to be applied to t
ment of such bonds as they become due.

SECTION 9. This act shall take effect on its passage.

ELBERT L. LAMPSO
Speaker of the House of Represe
WM. C. LY
President of the

Passed February 8, 1889.

[House Bill No. 405.]

AN ACT

To authorize the county commissioners of Hardin county, Ohio, to levy a tax
certain indebtedness of the agricultural society of said county.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohi*
the commissioners of Hardin county be and they are hereby autho
levy on the grand duplicate of said county, at the June session,
year 1889, not exceeding five-tenths of one mill on the dollar, f
year, on all the taxable property of said county, for the liquidation
present indebtedness of the Hardin county agricultural society, a

issioners shall certify the amount so levied to the county auditor, hall place the same on the tax duplicate for said county, to be col- as other taxes. Before said tax shall be levied, the county commis- s of said county shall submit the question of such levy to the quali- ectors of said county, at a general, or special election called for that se, at the usual places of holding elections, of which proper notice be given in either case, by publication in two newspapers printed f general circulation in said county, for two consecutive weeks prior h election; those electors who favor the levying of such tax shall have n or printed on their ballots the words, "Levying tax—Yes," and who are opposed to such levy shall have written or printed on their s the words, "Levying tax—No;" and if a majority of the votes cast l election are in favor of said levy, the county commissioners of said y shall be authorized to make such levy for the purposes aforesaid.

ECTION 2. When the collection is made by the treasurer, at his annual settlement for the taxes of said year, the auditor of said y shall issue his order for the sum so collected to the treasurer of said ltural society, on his filing with such auditor an undertaking to the of Ohio, in double the amount so collected, with good and sufficient ty, to be approved by the auditor, conditioned for the faithful pay- er and accounting for all funds that may come into his hands by of the provisions of this act.

ECTION 3. This act shall take effect on and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

assed February 8, 1889.

[House Bill No. 790.]

AN ACT

thorize the board of county commissioners of Darke county to issue bonds to complete and furnish a children's home belonging to said county.

ECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That oard of county commissioners of Darke county, Ohio, be and they ereby authorized to issue the bonds of said county, in any sum not eding twelve thousand dollars, payable in 1, 2, 3, 4 and 5 years, and said bonds shall bear interest not to exceed six per cent. per annum, ble semi-annually, and to be of such denominations as said board of nissioners may determine, and shall be signed by the board of com- ioners and attested by the auditor of said county, and to be sold at not han their par value, after giving the usual published notice of such and the proceeds so to arise from the sale of said bonds shall be used aid board of county commissioners for the purpose of completing the nished children's home in said county, and furnishing the same in a able manner.

SECTION 2. Said board of county commissioners shall, annually, in tion to the taxes now authorized by law, levy on the taxable prop-

erty of said county a sum sufficient to pay the principal and int
said bonds.

SECTION 3. This act shall take effect and be in force from ar
its passage.

ELBERT L. LAMPSO
Speaker of the House of Represe
WM. C. LYO
President of the

Passed February 8, 1889.

[House Bill No. 802.]

AN ACT

To authorize the trustees of Alum Creek Monthly Meeting of Friends to sell
vey certain lands, and re-invest the proceeds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohi*
the trustees of Alum Creek Monthly Meeting of Friends be and t
hereby authorized and empowered to sell the real estate now owned
Monthly Meeting of Friends, in the county of Knox and state o
being the same premises conveyed by Eli Haines to John Lewis, T
Townsend and Isaac Parker, under the date of the thirteenth day
tember, in the year of our Lord one thousand eight hundred and
and recorded in book C, pages 264 and 265 of Knox county, Ohio,
of deeds, together with all the appurtenances thereto belonging, ei
public or private sale, as to said trustees may seem best, and upo
terms as the judgment of said trustees may approve.

SECTION 2. Upon such sale as provided for in the first section
act, said trustees are hereby authorized and empowered to make, e
and deliver to purchaser or purchasers of said property, a deed or
conveying the property so sold to the person or persons so purc
and such deed or deeds shall convey all the interest of said Monthl
ing of Friends therein to such purchaser or purchasers in fee simp

SECTION 3. The said trustees of said Monthly Meeting of F
are further authorized and required to secure the payment of the d
payments, if any there be, arising from the sale of said property, or
wise.

SECTION 4. Said trustees of said Monthly Meeting of Frien
hereby authorized and empowered to re-invest the proceeds arising
the aforesaid sale provided for in section 1 of this act, by mortgag
rity on real estate, worth double the amount so secured, exclusive
provements, at a rate of interest not to exceed eight per cent. per a
such proceeds shall be held and controlled by said trustees for the
sive use of said society of Friends.

SECTION 3. This act shall take effect and be in force from an
its passage.

ELBERT L. LAMPSO
Speaker of the House of Represen
WM. C. LYO
President of the

Passed February 8, 1889.

[House Bill No. 826.]

AN ACT

thorize the council of the city of East Liverpool, Columbiana county, Ohio, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, the council of the city of East Liverpool, Columbiana county, Ohio, reby authorized and empowered to transfer the sum of twelve hun- and fifty dollars ($1,250.00) from the interest fund to the general of said city.

SECTION 2. This act shall take effect and be in force from and its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 8, 1889.

[House Bill No. 845.]

AN ACT

end an act passed April 11, 1888, to divide Plain township, Stark county, into three election precincts.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, the township of Plain, in the county of Stark, be and the same is by divided into three election precincts for all election purposes au- zed by law, as follows: That sections 5, 6, 7, 8, the south half of on 9, and sections 16, 17, 18, 19, 20, and the west half of section 21, section 30, and the north half of section 29, shall be known as the Berlin precinct of said township, with place of holding election at illage of New Berlin; and sections 1, 2, 3, 4, and north half of section d sections 10, 11, 12, 13, 14, 15, and the north half of sections 23 and hall be known as the Middlebranch precinct of said township, with e of holding election at South Middlebranch, in said township; and ast half of section 21, and sections 22, 25, 26, 27, 28, and the south of section 29, and sections 31, 32, 33, 34, 35, 36, shall be known as the zenheiser school house precinct of said township, with the place of ing election at the Lautzenheiser school house of said township.

SECTION 2. That the original act be and the same is hereby repealed; this act shall take effect from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 8, 1889.

[House Bill No. 856.]

AN ACT

To authorize the trustees of the township of Elyria, Lorain county, to tran
funds.

SECTION 1. *Be it enacted by the General Assembly of the Stat*
That the trustees of Elyria township, Lorain county, be and h
authorized to transfer from the township fund to the monument
sum of two hundred and fifty dollars.

SECTION 2. This act shall take effect and be in force on an
passage.

ELBERT L. LAMP
Speaker of the House of Repr
WM. C. L
President of t

Passed February 8, 1889.

[House Bill No. 862.]

AN ACT

To authorize the commissioners of Van Wert county to make an appropri
agricultural society.

SECTION 1. *Be it enacted by the General Assembly of the Sta*
That the commissioners of Van Wert county, Ohio, be and are h
thorized to make an appropriation of the sum of six thousan
out of any unappropriated money in the treasury of said coun
pay the same to the Van Wert county agricultural society, to h
said society in purchasing additional land, and paying the
indebtedness, and make all necessary improvements thereon.

SECTION 2. Should there be no such funds in said treasury
commissioners are hereby directed to issue the bonds of said
such amounts as may be necessary, not to exceed the amount
for in section 1 of this act. Such bonds to bear interest at not
five per cent. per annum, interest payable semi-annually, and h
at such place and time (not exceeding six years) as the commi
said county may determine; and to provide for the payment of s
the said county commissioners are hereby authorized to levy su
tax on all taxable property of the county as may be necessary
Said levy to be collected and accounted for as other county ta
proper officers.

SECTION 3. This act shall take effect and be in force from
its passage.

ELBERT L. LAMI
Speaker of the House of Rep
WM. C. L
President of

Passed February 8, 1889.

[House Bill No. 883.]

AN ACT

end an act entitled "an act supplementary to an act entitled an act to authorize d require the commissioners of Belmont county to build a court house and jail, ssed April 10, 1884 (O. L., v. 81, p. 329), and to amend section 4 of the same" (O. , v. 82, p. 315), passed March 19, 1885.

ECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That n 2 of an act entitled "an act supplementary to an act to authorize equire the commissioners of Belmont county to build a court house ail, passed April 10, 1884, and to amend section 4 of the same" (the ementary act having been passed March 19, 1885), be amended to as follows, to-wit:

Sec. 2. That] section 4 of the aforesaid supplementary act be so ded as to read as follows, to-wit: The commissioners shall annually, eir June session, levy such tax as will pay the principal and interest ch indebtedness, not exceeding one and one-half mills on each dollar luation of taxable property within their county, in any one year; or issue and sell the bonds of the county in any amount which may be sary to anticipate the revenue from such taxes. Said bonds to be ch denominations as said commissioners may deem best, and shall or a period not exceeding 20 years, and shall not be sold at less than nor bear a rate of interest exceeding 6 per cent. per annum, and be payable at the county treasury in said county.

ECTION 2. That section 2 of the supplementary act herein named d the same is hereby repealed.

ECTION 3. This act shall take effect and be in force from and after ssage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 8, 1889.

[House Bill No. 918.]

AN ACT

thorize the treasurer of Franklin township, Coshocton county, Ohio, to credit the wnship fund with one-half the funds received from the sale of certain railroad nds or stocks, and the other half to the road fund.

ECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That reasurer of Franklin township, Coshocton county, Ohio, is hereby orized and directed to place to the credit of the township fund, one- of the money received from the sale of certain railroad bonds or s, and the other half of said money to the credit of the road fund of township.

ECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 8, 1889.

[House Bill No. 919.]

AN ACT

To authorize and empower the board of county commissioners of Perry count certain portion of building therein named.

SECTION 1. *Be it enacted by the General Assembly of the State of O* the board of county commissioners of Perry county, Ohio, be a hereby authorized and empowered to lease, from time to time, fo not exceeding three years, such portion of the county court hous ing in said county as may not be necessary for county purposes.

SECTION 2. This act shall take effect and be in force from a its passage.

ELBERT L. LAMPS
Speaker of the House of Repres
WM. C. LY
President of th

Passed February 8, 1889.

[House Bill No. 927.]

AN ACT

To authorize the council of the village of Collingwood, Ohio, to transfer cert

SECTION 1. *Be it enacted by the General Assembly of the State* That the council of the village of Collingwood, Cuyahoga count be and it is hereby authorized to transfer from the police fund t and water fund the sum of eight hundred dollars.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPS
Speaker of the House of Repre
WM. C. LY
President of th

Passed February 8, 1889.

[House Bill No. 944.]

AN ACT

To authorize the city council of the city of Dayton to transfer a certain

SECTION 1. *Be it enacted by the General Assembly of the State* That the city council of the city of Dayton be and the said counci by authorized to transfer from the Wolf Creek improvement fun city, the residue of money remaining in said fund, to a fund to b as the East Side drain fund, and to be used in the construct drain on the east side of the Miami river levee in said city.

SECTION 2. This act shall take effect and be in force fr after its passage.

ELBERT L. LAMPS
Speaker of the House of Repre
WM. C. LY
President of th

Passed February 8, 1889.

[House Bill No. 949.]

AN ACT

horize the council of the incorporated village of Van Wert to transfer certain funds.

ECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* the council of the incorporated village of Van Wert, Van Wert county, be and the same is hereby authorized to transfer the sum of three and dollars from the bond and interest fund of said village to the improvement fund.

ECTION 2. This act shall take effect and be in force from and after ssage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

assed February 8, 1889.

[Senate Bill No. 384.]

AN ACT

e relief of William Wilson, late treasurer of the Bluffton cemetery association of the village of Bluffton, Allen county, Ohio.

ECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* the trustees of the Bluffton cemetery of the village of Bluffton, Allen y, Ohio, are hereby authorized to release William Wilson, treasurer d cemetery association, and his sureties, if any, on their official bond, or liability as such treasurer, from the payment of the following sum oney, to-wit: one hundred and six dollars; provided, however, that William Wilson, as such treasurer, shall, without recourse on him, transfer any and all certificates of deposit, or other evidence of indebtss, which he, as such treasurer, may hold against the late Bluffton ange Bank, of Bluffton, Allen county, Ohio, to the trustees of said tery, or to his successor in office, to be held and used by them or him, heir successors in office, for the benefit of said cemetery association, uch transfer shall have the effect of a full and complete release of William Wilson, late treasurer of said cemetery association, from any ll all claims as such treasurer, by reason of the failure of said Bluff-Exchange Bank.

ECTION 2. This act shall take effect and be in force on and after its ge.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 12, 1889.

[Senate Bill No. 391.]

AN ACT

To change the time for holding the court of common pleas in Perry county

SECTION 1. *Be it enacted by the General Assembly of the State* That the time for holding the April term, A. D. 1889, of the court mon pleas of Perry county, Ohio, as fixed by the judges of the judicial district, be and the same is hereby changed so that s shall be held on the twentieth day of May, A. D. 1889, instead of as fixed by said judges.

SECTION 2. This act shall take effect and be in force from a its passage.

NOAH H. ALBAU
Speaker pro tem. of the House of Repre
WM. C. LY
President of t

Passed February 12, 1889.

[Senate Bill No. 400.]

AN ACT

To authorize the council of the city of Lima, Ohio, to transfer funds

SECTION 1. *Be it enacted by the General Assembly of the State* That the council of the city of Lima, Ohio, be and the same is he thorized to transfer from the police fund of said city to the bri thereof, the sum of two thousand dollars.

SECTION 2. This act shall take effect and be in force from its passage.

NOAH H. ALBAU
Speaker pro tem. of the House of Repre
WM. C. LY
President of t

Passed February 12, 1889.

[Senate Bill No. 401.]

AN ACT

To authorize the city of Alliance, Stark county, Ohio, to borrow money and i therefor, to pay the outstanding indebtedness of the city.

SECTION 1. *Be it enacted by the General Assembly of the State* That the council of the city of Alliance, Stark county, Ohio, be same is hereby authorized to borrow money and issue the bond city in any sum not exceeding fifteen thousand dollars, and interest at a rate not exceeding six per cent. per annum, payal annually, for the purpose of paying the present floating debt of consisting of sundry orders made, and claims created by councils f

e in the past, against its treasury, in excess of the money on hand time of their several issues.

ECTION 2. Said bonds shall be signed by the mayor and counter- l by the clerk of said city; they may be made renewable from o time within a term not exceeding fifteen years from their date of they shall be in denominations of not less than one hundred dollars ore than one thousand dollars, as said council may direct, and shall ued and sold according to law at not less than their par value.

ECTION 3. That for the purpose of paying said bonds and the inter- ereon, as the same may become due, the said council is hereby au- ed to levy a tax on all the taxable property in said city, not exceed- ne mill on each dollar in any one year, in addition to the taxes now rized by law, which levy shall be placed on the duplicate by the or of said county and collected as other taxes; and if in any year the nt thus raised exceeds the amount of the bonds and interest due in ear, such balance shall be carried to the sinking fund of said city, ly on the general bonded debt and interest of the same.

ECTION 4. This act shall take effect and be in force from and after ssage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

assed February 12, 1889.

[House Bill No. 976.]

AN ACT

horize the trustees of Huntington township, Ross county, to issue bonds for the purpose of purchasing a site and building a township house thereon.

ECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* the trustees of Huntington township, Ross county, Ohio, be and they ereby authorized to issue the bonds of said township, for a sum not ding four hundred dollars, payable within two years from the date eir issue, and to bear not to exceed seven per cent. interest, payable ally, the proceeds of the sale of said bonds to be used for purchasing and to build a township house thereon.

ECTION 2. For the purpose of paying said bonds and the interest on as the same becomes due, the trustees are hereby authorized to sufficient taxes on all the property in said township in addition to her taxes authorized by law.

ECTION 3. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

assed February 13, 1889.

[Senate Bill No. 325.]

AN ACT

To authorize the council of the city of Warren, Trumbull county, Ohio, to borr and issue bonds for the construction of a main sewer.

SECTION 1. *Be it enacted by the General Assembly of [the State of] Oh* the council of the city of Warren, Ohio, be and hereby is autho borrow not exceeding $25,000 for the purpose of constructing a mai from such point or points in said city and to terminate at such p the Mahoning river as said council may by resolution determi said council is hereby authorized to issue the bonds of said city money so borrowed; said bonds shall have plainly written or pri their face, Warren city main sewer bond, and shall bear interest a not exceeding five per cent. per annum, payable semi-annually, a bonds and interest thereon shall be made payable at the office of t urer of said city, and shall be of such denominations, and mature times as said council shall determine; provided, that said bonds s be sold for less than their par value.

SECTION 2. Said council is hereby authorized to levy such of tax as hereinafter provided, upon all the taxable property of s as may be necessary, above the statutory limit of taxation to interest and principal of such bonds when the same become due.

SECTION 3. After the course and terminus of such sewer sh been determined upon by said council, the city civil engineer sh and report to the council plans and specifications for said sewer, with a map of the same and an estimate of its cost, and shall, wit of two competent persons to be appointed by the council, report estimate of what it would cost to provide each lot or parcel of la local sewerage, which would be provided with local sewerage by su sewer.

SECTION 4. The cost and expense of constructing said sewer provided for in the following manner: So much thereof as v equal to the cost and expense of a local sewer for each lot or land not provided with local sewerage, for which such ma will afford local sewerage, shall be assessed thereon in the and with the limitation as now provided by statute, and mainder of the cost and expense of said sewer shall be assessed lected upon all the taxable property within the first and seco districts of said city of Warren, Ohio, in the same manner as general purposes are levied and collected provide; provided, th or parcel of land before assessed for local sewerage, and then therewith shall be assessed again as for local sewerage; provid that the levying of taxes and issuing bonds, shall be first submitt electors of said city at an election, ten days' notice of which sha given by publication in two different newspapers of general circu said city; said election shall be held at the usual places of holding and conducted as other elections. The ballots shall have w printed thereon, "Bonding city for sewer purposes—Yes;" or, " city for sewer purposes—No." If, at said election, a majority of t ing on the question vote yes, the council may at once proceed said bonds; if a majority voting vote no, then they shall not i bonds.

ECTION 5. This act shall take effect and be in force from and after ssage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 19, 1889.

[Senate Bill No. 343.]

AN ACT

ring the treasurer of Washington county, Ohio, to collect the rents arising from he ministerial section No. 29, in township 2, range 8, in the Ohio company's purhase; and amending the act of March 3, 1888, entitled an act to amend sections 9 nd 11 of the act passed February 21, 1805.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* hereafter the treasurer of Washington county, Ohio, shall be author- and required to collect the rents arising from the ministerial section 29, in Marietta township, at the same time that other taxes on the e property are collected to [by] him.

SECTION 2. The board of ministerial trustees of section 29 are hereby ired to furnish the county treasurer annually, in July, with a copy of ministerial duplicate or rent roll, showing the lots from which rents due, the amount of rent due from each lot, or part of lot, and the es of the lessees or owners of the lots.

SECTION 3. The amount of money due for rent shall be paid by the es to the county treasurer, annually and in full, on or before the 20th ecember.

SECTION 4. The amount so collected by the treasurer, together with amount received annually from the state treasurer, shall be known as ministerial fund of section 29, in Marietta township, and shall be paid on the orders of the board of trustees.

SECTION 5. The county treasurer shall make a settlement with the rd on the first Monday in May of each year; and may retain, as comsation, four per cent. of the money so collected or received and paid by him.

SECTION 6. Delinquent rents shall be collected by the county treas- at the same time, and in the same manner, and with the same pens, that delinquent taxes on the same property are collected; and purchasers at delinquent sales, on receiving an auditor's deed, shall be itled to receive a lease from the trustees of the part purchased.

SECTION 7. In cases where it is not practicable for the county treas- to collect delinquent rents, he may return a list of such delinquents the board of trustees, who shall proceed to collect the same in accorde with law. No exemption shall be allowed against any execution for ection levied in pursuance of this act. The clerk may receive 25 cents the warrant, and the constable the usual fees, to be collected with the t. The trustees, if they so choose, may bring a suit before a justice of

the peace, or in any court of competent jurisdiction, in accordan
an act passed April 14, 1888, providing for the collection of rent
from any school or ministerial lands. In case the trustees re-ente
the land, cancel the lease for non-payment of rents, and offer for
improvements on the property, and the right to a lease of the pa
before the new lease is issued to the purchaser, the delinquent less
be allowed one year's time for redemption of the property sold,
shall be required to pay, in addition to the rents due, all costs i
and the same penalties now exacted in sales by the county treas
delinquent taxes.

SECTION 8. All sales of lots in section 29 in Marietta townsh
which ministerial rents are due, shall be made subject to the mi
lien; and this claim for rents shall be distinctly expressed in all
general warranty or other evidences of transfer, whether the sale b
or private.

SECTION 9. A meeting of the board shall be held on the fir
day in October in each year. At this time an examination shall
of the society returns of membership taken in May preceding; the
of money to be divided among the societies, and the amount d
society shall be determined; and the clerk directed to draw order
county treasurer in favor of the different societies, to be issued i
of the following year.

SECTION 10. The validity of outstanding leases in sectio
Marietta township shall not be impaired by this act, requiring t
to be paid to the county treasurer, instead of to the treasurer of th

SECTION 11. The act passed March 3, 1888, referring to the
terial section No. 29 in Marietta township, is hereby repealed.

SECTION 12. This act shall take effect and be in force on a
the first day of May, 1889.

ELBERT L. LAMPS
Speaker of the House of Repres
WM. C. LY
President of th

Passed February 19, 1889.

[Senate Bill No. 387.]

AN ACT

To authorize the city of Columbus to borrow money and issue bonds [for] fire d
purposes.

SECTION 1. *Be it enacted by the General Assembly of the State*
That the city council of the city of Columbus be and they are he
thorized and empowered to issue the bonds of the city of Columb
amount not exceeding twenty thousand dollars ($20,000), for the
of purchasing a site for and the erection and equipment of a fir
house in the southeastern part of said city; said bonds shall be i
such denominations not exceeding one thousand dollars ($1,000)
the said city council may determine, and shall be payable in twen
and redeemable in ten years from their date. All of said bonds sh

ate of interest, not exceeding six per cent. per annum, payable annu- r semi-annually, as the city council may determine; and said bonds in all respects be made and disposed of as provided by law.

ECTION 2. The city council of said city of Columbus shall levy ally, on all the property in said city, a tax sufficient in rate and nt to pay the accruing interest on such bonds, and to provide a sink- ind to pay said bonds at maturity; and such levy may be additional e and amount to the taxes authorized by law to be levied for any ll purposes.

ECTION 3. This act shall take effect and be in force from and after ssage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

assed February 19, 1889.

[Senate Bill No. 395.]

AN ACT

horize the commissioners of Coshocton county to appropriate and distribute certain funds therein named.

ECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* the commissioners of Coshocton county, Ohio, be and they are here- thorized to appropriate and distribute the funds recently realized the sale of Pittsburgh, Cincinnati and St. Louis Railway stocks, to- the sum of $19,115.50, as follows, to-wit: to county fund, five thou- dollars; to bridge fund, two thousand dollars; to infirmary fund, housand dollars; to road fund, ten thousand one hundred and fifteen rs and fifty cents.

ECTION 2. This act shall take effect and be in force from and after ssage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

assed February 19, 1889.

[House Bill No. 797.]

AN ACT

thorize the incorporated village of St. Bernard, Hamilton county, to issue town hall bonds.

ECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* the council of the incorporated village of St. Bernard, in Hamilton ty, Ohio, be authorized to borrow money and issue bonds therefor,

not to exceed fifteen thousand dollars ($15,000), for the purpose o
ing a townhall; said bonds to be of such denominations as said
may deem proper, and shall run for a period not exceeding twe
years, to bear interest not to exceed six (6) per cent. per annum,
semi-annually.

SECTION 2. This act shall be in force on and after its passag

ELBERT L. LAMPS
Speaker of the House of Repres
WM. C. LY
President of th

Passed February 19, 1889.

[House Bill No. 805.]

AN ACT

To authorize the village council of Leetonia, Ohio, to issue bonds for the purp
viding said village with a system of water-works.

SECTION 1. *Be it enacted by the General Assembly of the State of O*
the village council of the village of Leetonia, in the county of Colu
and state of Ohio, be and is hereby authorized and empowered to
bonds of said village, in any sum actually needed for the purpose
no case exceeding fifty thousand dollars, and bearing interest
not exceeding five per cent. per annum, payable semi-annually, a
of such denominations as the village council shall by ordinance p
but not less than one hundred dollars each, and shall be made pa
such times and place as the council shall by ordinance prescribe,
more than thirty years from date, and which bonds shall not be
less than par in cash. The proceeds of said bonds shall be use
purpose of buying or leasing the necessary land and water right an
ial, and constructing thereon and therewith a system of water-w
said village, and for no other purpose whatever; the said bon
be signed by the mayor of said village and attested by the clerk
and the seal of the village, and when sold the proceeds shall be
the treasurer of the village, who shall hold and disburse the same
village funds are by him held and disbursed.

SECTION 2. If any bonds of said village be issued as here
provided, it shall be the duty of the council of said village, annua
after, until the said bonds and the interest thereon is fully paid,
and levy a tax on all the taxable property of the corporation, suf
provide for the payment of said bonds as they fall due, with int
cruing thereon. All earnings of said water-works, after deductin
expenses, shall be paid into the sinking fund and used for the ex
ment of said indebtedness.

SECTION 3. Provided, that before said bonds are issued, th
council shall submit the proposition to the electors of said vill
special election, to be held for such purpose, at such time as the
shall determine by resolution, notice of which shall be given of
and place of holding such election, and the amount of bonds to b
at least ten days prior to the time of holding such election, in a ne

neral circulation in said village, and the form of the ballot shall be as fol-
: Those in favor of the construction of water-works and the issuing
id bonds, shall have written or printed on their ballots, "Water-
s—Yes;" those opposed to the construction of water-works and the
ng of said bonds, shall have written or printed upon their ballots,
ter-works—No." The election shall be held in accordance with the
ion laws of the state, but the poll-book and returns thereof shall be
e to the village clerk, who shall present them to the council, when the
e shall be opened and canvassed, and the result declared, and entered
n the minutes of said council; and if it shall appear that a majority of
allots cast at such election were in favor of water-works and the issuing
id bonds, then the council shall proceed to issue such bonds, and not other-
; provided, however, before issuing said bonds or contracting any lia-
ies whatever, the council shall fix, by ordinance, on what streets said
r pipes shall be laid, giving dimensions and kind of pipe to be used;
number of fire-plugs and distance from each other; the height to
h the water is to be raised, which shall be of sufficient height to con-
water to any part of the village; the number of miles of pipe to be
and such other matters as may be necessary to have a complete and
cient system of water-works. After the passage and publication of
ordinance, as prescribed by law, the council shall advertise for sealed
osals, in accord with the provisions of said ordinance, and which pro-
ls may be for a part or the whole of the labor and materials to be
ished, as the council in its discretion may deem best, and if it is
rtained upon the opening of said bids that said water-works can be
t complete in every respect, and that good and responsible parties will
r into the contract, with good and sufficient bond that they will build
water-works, or such part as may be let to them, for a sum not to ex-
fifty thousand dollars for the whole, said council may accept such
osal as in their judgment is most reasonable, economical and satis-
ory, and enter into a contract for such purpose, and may issue the
ds as herein provided, and not otherwise. Said council may at the
e time advertise for proposals for private companies, who may build
own water-works in accord with the provisions of said ordinance, to
ply said village and the citizens thereof with water for all purposes,
lic and private, and if it is ascertained that it would be for the interest
aid village to contract with any private company, for any period not
eeding twenty years, for the supply of water as aforesaid, then said
ncil shall have power to enter into a contract with such private
pany, and to issue such amount of bonds, and to levy such annual
es as may be necessary to pay for such annual supply, not exceeding
e thousand dollars per year.

SECTION 4. This act shall be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.

WM. C. LYON,
President of the Senate.

Passed February 19, 1889.

[House Bill No. 876.]

AN ACT

To authorize the commissioners of Summit county to sell certain real estate, a chase a site for a children's home.

SECTION 1. *Be it enacted by the General Assembly of the Stat* That the commissioners of Summit county, Ohio, be, and they ar authorized and empowered, in their discretion, to sell and convey estate heretofore purchased by them, situate in Tallmadge townshi county, for the purpose of erecting thereon a children's home county, under the provisions of section 929 of the Revised Statutes

SECTION 2. The said commissioners are also hereby author empowered, in their discretion, to expend the proceeds of the sal ized by section 1, of this act, together with the other moneys for being in the chileren's home fund of said county, in the purc suitable site and the erection thereon of the necessary buildings, children's home, in accordance with the provisions of said sectio the Revised Statutes of Ohio.

SECTION 3. This act shall take effect and be in force from a its passage.

ELBERT L. LAMPS
Speaker of the House of Repre
WM. C. LY
President of t

Passed February 19, 1889.

[House Bill No. 922.]

AN ACT

To authorize the commissioners of Ashland county, Ohio, to provide for the in the county funds of said county.

SECTION 1. *Be it enacted by the General Assembly of the Stat* That the county commissioners of Ashland county, Ohio, for the of meeting and providing for a deficiency in the county fund county, are hereby authorized to issue bonds in an amount, not e twenty thousand dollars ($20,000). Said bonds shall bear a rate est not exceeding six per cent. per annum, payable semi-annua shall be of such denominations, from five hundred dollars to one dollars each, and shall be payable at such times, not exceeding f from date of issue, as said county commissioners may determ shall be sold according to law.

SECTION 2. Said bonds and interest shall be paid out of an a tax of not exceeding one and three-tenths mills, to be levied by th commissioners of said county to the annual levy of 1889.

SECTION 3. This act shall take effect and be in force from its passage.

ELBERT L. LAMPS
Speaker of the House of Repre
WM. C. LY
President of t

Passed February 19, 1889.

[House Bill No. 930.]

AN ACT

thorize the city of Columbus to borrow money and issue bonds for sewerage purposes.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, the city council of the city of Columbus, be and they are hereby orized and empowered to issue the bonds of the city of Columbus, in mount not exceeding ninety thousand dollars ($90,000.00), for the ose of paying the cost and expense of constructing a main trunk sew- drain the portion of said city north of ninth avenue. Said bonds be issued in such denominations, not exceeding one thousand dol- ($1,000.00) each, as the said city council may determine, and shall ayable in twenty years and redeemable in ten years from their date. f said bonds shall bear such rate of interest, not exceeding six per per annum, payable annually, or semi-annually, as the city council determine; and said bonds shall, in all respects, be made and disposed provided by law.

SECTION 2. The city council of said city of Columbus shall levy annu- on all the property in said city, a tax sufficient in rate and amount ay the accruing interest on such bonds, and to provide a sinking fund ay said bonds at maturity, and such levy may be additional in rate amount to the taxes authorized by law to be levied for any and all oses.

SECTION 3. Permission is hereby granted to said city of Columbus onstruct and maintain said sewer through the Ohio state university s, upon such proper line as the city civil engineer may determine; ided, however, that the property of the state of Ohio, shall not be ssed to pay for the construction of said sewer or any portion of it, and no fee shall be charged such property for tapping or using said sewer.

SECTION 4. This act shall take effect and be in force from and after assage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 19, 1889.

[House Bill No. 947.]

AN ACT

uthorize the council of the incorporated village of Bellville, Richland county, Ohio, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, t the council of the incorporated village of Bellville, Richland county, o, be and the same are hereby authorized and empowered to transfer hundred and forty-seven dollars and sixty-nine cents ($147\frac{69}{100}$) from sewer fund to the general fund.

SECTION 2. This act shall take effect on and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 19, 1889.

[House Bill No. 977.]

AN ACT

To authorize the incorporated village of Camden, Preble county, Ohio, to issu certain purposes therein named.

SECTION 1. *Be it enacted by the General Assembly of the Sta* That the council of the incorporated village of Camden, Prebl Ohio, be and the same is hereby authorized to issue bonds, not in amount the sum of fifteen hundred dollars ($1,500), the p which bonds shall be used for the purpose of completing and f a town hall now in process of construction in said village.

SECTION 2. Said bonds shall be payable at such times not thirteen (13) years from the respective dates thereof, as said cou determine; they shall bear interest at a rate not exceeding six p per annum, payable semi-annually. They shall be sold for not their par value and shall be issued and sold according to law.

SECTION 3. That for the purpose of paying said bonds and est thereon as the same shall become due, the said council authorized to levy a tax on all the taxable property of said villa shall be placed on the tax duplicate by the auditor of said count lected as other taxes.

SECTION 4. This act shall take effect and be in force from its passage.

ELBERT L. LAMP
Speaker of the House of Repr
WM. C. L
President of

Passed February 19, 1889.

[House Bill No. 989.]

AN ACT

To authorize the council of the incorporated village of Milford, in Clermont ton counties, to borrow money and construct a building for town hall, co ber and village prison.

SECTION 1. *Be it enacted by the General Assembly of the Sta* That the council of the incorporated village of Milford, in Cler Hamilton counties, be and is hereby authorized to issue the said village in any amount not exceeding fifteen thousand doll the same and use the proceeds thereof to purchase a site or adjoi to that the village now has, as it may deem best. And [erect] such or buildings as may be deemed necessary for a town hall, council and village prison.

SECTION 2. Said bonds shall be issued to such an amount, n ing fifteen thousand dollars, in such denominations and be p such time or times as said council may determine. They shall b est at a rate not exceeding six per cent. per annum, payable semi- and shall not be sold for less than their par value. They shall

e mayor, countersigned by the clerk, and be authenticated by the f said village.

ECTION 3. For the payment of said bonds and interest thereon, said il shall levy a tax in addition to the amount otherwise authorized w, every year during the period of said bonds have to run, sufficient ount, each year, to pay the bonds falling due that year and the inter- it accrues.

ECTION 4. After council shall determine the amount of bonds to be l in pursuance of this act, and before the bonds are issued, or tax is l in pursuance hereof, the question of issuing said bonds shall be itted to a vote of the qualified electors of said village, at an election to ld at such time as the council may determine, and may be at either eral or special election, notice of which shall be given, by the mayor of village by posting said notice in at least five of the most public places d village, for at least ten days prior to said election. Said notice shall the amount of bonds to be issued, the purpose for which they are to ued and the time and place of holding the election. Those voting vor of the proposition, shall have written or printed on their ballots, ords, "For the issue of bonds;" and those voting against the propo- the words "Against the issue of bonds;" and if the majority of the rs voting at such election, upon the question of issuing bonds vote vor thereof, then the bonds may be issued and tax be levied in pur- e hereof.

ECTION 5. Said election shall be held and conducted in the same ner as is now provided by law for holding municipal elections, and lerks and judges of said election shall certify to the council of said e the result of the same. If a majority of the electors voting at said on, as provided in section 4 of this act, vote in favor of this proposi- the council shall proceed to advertise and sell said bonds, in manner ovided by law for the sale of municipal bonds.

ECTION 6. This act shall take effect and be in force from and after assage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 19, 1889.

[Senate Bill No. 364.]

AN ACT

thorize the council of the city of Mt. Vernon, Knox county, Ohio, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* t the council of the city of Mt. Vernon, Knox county, Ohio, be, and it reby authorized to transfer to the fuel and light fund the sum of five

hundred dollars ($500.00) from the general fund, and two thous
lars ($2,000.00) from the fire fund, realized from the present levy.

SECTION 2. This act shall take effect from and after its pass

ELBERT L. LAMPS
Speaker of the House of Repre
THEO. F. DA
President pro tem. of t

Passed February 22, 1889.

[House Bill No 851.]

AN ACT

To authorize the council of the incorporated village of Bairdstown, Wood coun issue bonds to pay general and floating indebtedness.

SECTION 1. *Be it enacted by the General Assembly of the Stat* That the council of the incorporated village of Bairdstown, Woo Ohio, be and is, hereby authorized to issue the bonds of said villa sum of two thousand and five hundred dollars ($2,500), in denomi not less than one hundred dollars ($100) nor more than five hun lars ($500) each, bearing interest at a rate not exceeding (6) per annum from date of issue, payable annually, or as said council m the proceeds of the sale of such bonds to be used only for the named in the title, viz., to pay general and floating indebtedness

SECTION 2. Said bonds shall be signed by the mayor and signed by the clerk of said village and shall not be sold for less t par value. The principal shall be payable within ten years from of said bonds, as the council may determine, and the council of lage is hereby authorized to levy a tax upon all the taxable pr said village, in excess of that now authorized by law to be levie said bonds and interest as the same shall become due.

SECTION 3. Said bonds shall not be issued nor a tax levie same, until the question of issuing said bonds shall have first b mitted to the voters of said village of Bairdstown, Wood county, a general or special election, of which at least ten days' notice publication in some newspaper printed and of general circulation in said village. At such election the tickets shall have written o upon them the words, "Authority to issue bonds—Yes;" or, "Aut issue bonds—No." And no bonds shall be issued under this a a majority of such votes shall be in favor of the issue of such bon

SECTION 4. This act shall take effect and be in force from its passage.

ELBERT L. LAMPS
Speaker of the House of Repre
THEO. F. DA
President pro tem. of t

Passed February 22, 1889.

[House Bill No. 878.

AN ACT

uthorize the trustees of Kirkwood township, Belmont county, to assume certain duties.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, t the trustees of Kirkwood township, Belmont county, are authorized empowered to assume the functions and duties of the school land tees of said township, as provided for in section 1368 of the Revised utes.

SECTION 2. That this act shall take effect from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed February 22, 1889.

[House Bill No. 904.]

AN ACT

uthorize the commissioners of Clermont county, Ohio, to construct a certain free turnpike road.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, t the county commissioners of Clermont county, Ohio, be and they are by authorized to constuct a free turnpike road, beginning at a point he Williamsburg and Batavia turnpike road, near the residence of G. M. Mount, in Batavia township; thence in a northerly directon with line of the old road through the lands of George Smith, G. W. M. nt and Frank Shades; thence with the line of the old road through lands of F. M. Smith, Alexander Maham, Thomas Mitchell and uel Maham, to intersect the Williamsburg and Boston free turnpike near the residence of George Maham.

SECTION 2. That said county commissioners may, if they deem it , issue bonds for the construction of said road; provided, that said ds shall not bear interest at a higher rate than six per cent. per annum, able semi-annually, and shall not be sold for less than their par value; ided further, that said bonds may [be] extended to such time as they be paid at a levy of two-tenths of a mill on the dollar on the tax dupli- of said county.

SECTION 3. Said commissioners, before proceeding to construct said , or any part thereof, shall require and secure from those interested in improvement, a subscription or donation equal in amount to twenty centum of the cost of said improvement to aid in the construction of same.

SECTION 4. That for the purpose of paying said bonds, the county missioners are hereby authorized to levy and assess a tax not exceed-

ing two-tenths of one mill on the dollar, annually, on any taxable property in said county, in excess of the taxes now autho law.

SECTION 5. That said commissioners may locate the said ro the whole or any part of any county or township road heretofore and established, and widen, alter, change or vacate the same, or thereof; and shall have power to lay out, locate and survey such through any improved or unimproved lands, and are hereby au for that purpose to condemn and appropriate the necessary lands in pursuance of the laws of Ohio, for the appropriation of private for public purposes, and the payment of compensation therefor.

SECTION 6. That a majority of said board of commissioners any regular session be necessary to agree upon specification and o improvement, or any part thereof.

SECTION 7. This act shall take effect and be in force from and passage.

ELBERT L. LAMPS
Speaker of the House of Repre
THEO. F. DA
President pro tem. of th

Passed February 22, 1889.

[House Bill No. 907.]

AN ACT

To authorize the council of the incorporated city of Galion, Crawford county, transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State* That the council of the incorporated city of Galion, Crawford Ohio, be and is hereby, authorized and empowered to transfer th fifteen hundred dollars ($1,500.00) from the police fund to the improvement fund of said city.

SECTION 2. This act shall take effect and be in force on and passage.

ELBERT L. LAMPS
Speaker of the House of Repre
THEO. F. DA
President pro tem. of th

Passed February 22, 1889.

[House Bill No. 914.]

AN ACT

To authorize the commissioners of Warren county, to make an appropriation t ren county agricultural society.

SECTION 1. *Be it enacted by the General Assemby of the State* That the commissioners of Warren county, Ohio, be and they ar

horized to make an appropriation of the sum of $7,800.00, out of any ney in the treasury of said county, and pay the same to the Warren nty agricultural society, for the purpose of liquidating an indebtedness existing against said society. Should there be no funds in said treas- that can be so appropriated, then said county commissioners are here- authorized, empowered and required to sell the bonds of said county he amount of said sum of $7,800.00, according to law; and out of the ceeds of the sale of said bonds, said county commissioners shall pay sum of $7,800.00 to said agricultural society, and the said county missioners are hereby authorized to levy a tax on all of the taxable perty in said county to pay said bonds and the interest thereon, as the e become due.

SECTION 2. Before such bonds shall be issued or tax levied, the ques- of issuing said bonds, and the levying a tax therefor, the same shall ubmitted to a vote of the qualified electors of said county, at the reg- election in April, 1889, notice of which fact shall be published by the missioners of said county, in at least, two newspapers of general circu- on in the county, for a period not less than three weeks. The tickets d at said election shall have written or printed thereon, "Authority ounty commissioners to issue bonds—Yes;" or, "Authority to county missioners to issue bonds—No." The judges of election shall make rn of said vote to the clerk of the court of the county, who shall can- the same and make a report to the county commissioners of the num- of votes for and against said proposition. If the proposition to issue ds is approved by a majority of all the electors voting on said propo- on at said election, the commissioners of said county shall have hority to issue said bonds and to levy said tax as provided for in this

SECTION 3. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed February 22, 1889.

[House Bill No. 932.]

AN ACT

uthorize the school board of Delta special school district, Fulton county, Ohio, to issue bonds, [and] borrow money to erect and finish a school house.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, t the board of education of the Delta special school district, in Fulton nty, Ohio, be and is hereby authorized to issue the bonds of said dis- t and sell the same, not to exceed fifteen thousand dollars, in addition he amount which said board is now authorized to issue, and to use the ceeds thereof in building and furnishing a school house in said district.

SECTION 2. Said bonds shall be in sums of one thousand dollars h, the first of which shall be made payable not later than the r A. D. 1890, and the remainder thereof shall be made payable one

each year thereafter, until all are paid. They shall bear interest a not exceeding six per cent. per annum, to be paid annually, and s be sold for less than their par value. Said bonds shall be signed president and clerk of said board upon the resolution of the boar complete record of the same shall be kept by said clerk.

SECTION 3. Said board of education shall cause the necessar to be levied to pay the interest on said bonds, and to pay the pal thereof, as the same shall become due, in the manner provided for levying taxes for school and school-house purposes.

SECTION 4. This act shall take effect and be in force from a its passage.

ELBERT L. LAMPS
Speaker of the House of Repres
THEO. F. DAV
President pro tem. of th

Passed February 22, 1889.

[House Bill No. 955.]

AN ACT

To authorize the city council of the city of Galion, Ohio, to issue bonds for th of completing their electric light plant.

SECTION 1. *Be it enacted by the General Assembly of the State* That the city council of the city of Galion, Ohio, be and is hereby ized and empowered to issue bonds of said city in a sum not ex seven thousand dollars ($7,000), in denominations of five hundre ($500) each, bearing interest not exceeding six per cent. per annu able semi-annually, and made payable at such times as said city may, by resolution, prescribe, but not to exceed fifteen (15) year bonds shall not be sold for less than their par value, and the proce ing from the sale thereof shall be used for the purpose of completi electric light plant, and for no other purpose.

SECTION 2. That the city council shall, annually, appropriat any money in the city treasury, that shall hereafter be levied and c as taxes, for the purpose of paying the cost and expenses of light city, a sum sufficient to pay said bonds and the interest th maturity.

SECTION 3. This act shall take effect and be in force on and passage.

ELBERT L. LAMPS
Speaker of the House of Repres
THEO. F. DAV
President pro tem. of th

Passed February 22, 1889.

[House Bill No. 970.]

AN ACT

horize the village council of the incorporated village of Paulding, Ohio, to issue d sell bonds for the purpose of replenishing the fire and expense funds of said llage.

ECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, the village council of the incorporated village of Paulding, Paulding y, Ohio, be and it is hereby authorized to issue and sell bonds of illage, in the aggregate sum of two thousand dollars ($2,000), bearing st at a rate not exceeding six per centum per annum, payable semi-ally, and of denominations not less than one thousand dollars each, payable at such times as said council may, by resolution, prescribe, ot less than five nor more than ten years from date. Said bonds be signed by the mayor of said village and countersigned by the thereof, and shall not be sold for less than their par value, and the ds therefrom shall be used for the purpose of replenishing the fire xpense funds of said village in such proportions as the said council by resolution direct.

ECTION 2. For the purpose of paying said bonds and the interest on as they may become due, the council of said village is hereby au-zed to levy a tax not to exceed two mills on the dollar, per annum, h times as it may deem necessary, upon all the taxable property, real and personal, of said village, in addition to the amount other-allowed by law, to be collected as other taxes; and the money so ted shall be used for the payment of said bonds and the interest on, and for no other purpose.

ECTION 3. This act shall take effect and be in force from and after ssage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed February 22, 1889.

[House Bill No. 971.]

AN ACT

thorize the village council of the incorporated village of Waverly, Pike county, Ohio, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, the council of the incorporated village of Waverly, Pike county, , be and are hereby authorized to transfer seventy-seven dollars and een cents ($77.13), from prison fund; seventy-three dollars and four ($73.04), from poor fund; and two hundred and sixty-seven dollars

and forty-one cents ($267.41), from fire cistern fund to street fund.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAMP
Speaker of the House of Repr
THEO. F. DA
President pro tem. of

Passed February 22, 1889.

[House Bill No. 972.]

AN ACT

To authorize the commissioners of Pike county, Ohio, to transfer certain

SECTION 1. *Be it enacted by the General Assembly of the Stat* That the commissioners of Pike county, Ohio, be and are hereb ized to transfer the sum of three hundred and twenty-five do forty-six cents ($325.46), from the Idaho, Jasper and Piketon p to the general turnpike fund, and the sum of two thousand seven and seven dollars and thirty-three cents ($2,707.33) from the cou fund to the county fund.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAMP
Speaker of the House of Repr
THEO. F. DA
President pro tem. of

Passed February 22, 1889.

[House Bill No. 980.]

AN ACT

To authorize the Commissioners of Seneca county to issue bonds to replenish fund and to make a levy to pay the same.

SECTION 1. *Be it enacted by the General Assembly of the Stat* That the commissioners of Seneca county be and are hereby a to issue the, bonds of said county in an amount not to exceed tw thousand ($25,000.00) dollars, in such denominations as they fit, to bear interest at a rate not to exceed six per cent. per annu ble semi-annually, for the purpose of making good a deficien bridge fund of said county, caused by the last great flood in said said bonds shall be payable, not to exceed five years after the issu and shall not be sold for less than their par value; and said bo be signed by the commissioners and countersigned by the audit county, and may have interest coupons attached thereto, signe auditor.

SECTION 2. For the purpose of raising the money to pay said bonds l the interest thereon, said commissioners are hereby authorized to y, on the general duplicate of taxable property of said county, a tax suffi- nt to meet the same in addition to the taxes now authorized by law.

SECTION 3. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed February 22, 1889.

[House Bill No. 981.]

AN ACT

uthorize the council of the incorporated village of Bryan, Williams county, Ohio, to issue bonds to pay indebtedness.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* at the council of the incorporated village of Bryan, Williams county, io, is hereby authorized to issue bonds, not exceeding in amount the n of three thousand dollars, in such denominations as may be ordered said council, bearing interest at the rate of six per cent. per annum, yable semi-annually, and redeemable at such times, not less than three rs from date, as the council may, by ordinance, prescribe.

SECTION 2. Said bonds shall be signed by the mayor and counter- ned by the clerk of said village, and shall not be sold for less than their value.

SECTION 3. The proceeds of such bonds shall be used for the purpose paying existing indebtedness of said village and redeeming bonds now standing.

SECTION 4. For the purpose of paying the interest on said bonds and principal thereof, the council of said village is hereby authorized to y, annually, a tax upon all the taxable property of said village of yan, in addition to the amount already allowed to be levied by law, ficient to pay the interest and to create a sinking fund to pay the ncipal thereof as the same shall fall due.

SECTION 5. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed February 22, 1889.

[House Bill No. 997.]

AN ACT

To authorize the incorporated village of Corning, Perry county, Ohio, to issue b
the purpose of meeting deficiencies in the general fund of said village

SECTION 1. *Be it enacted by the General Assembly of the State* That the council of the incorporated village of Corning, Perry Ohio, is hereby authorized to issue bonds, not exceeding in amou sum of twenty-one hundred dollars, for the purpose of meeting defi in the general fund of said village.

SECTION 2. Said bonds shall be signed by the mayor of said i rated village and countersigned and registered by the clerk there may be issued in denominations of not less than one hundred dol more than three hundred dollars, bearing interest at the rate of centum per annum, payable annually; the principal and interest to in one, two, three, four, five, six and seven years from the first day of A. D. 1889, and in such amounts each year as the council of said may direct.

SECTION 3. For the payment of the principal and interest bonds, as the same shall become due, the council of said village is authorized, and required to levy a tax on all taxable property wit corporate limits of said village, in such amounts as will each ye the principal and interest then falling due upon said bonds, whi shall be placed upon the tax duplicate by the auditor of said cou collected as other taxes.

SECTION 4. This act shall take effect and be in force from a its passage.

ELBERT L. LAMPS
Speaker of the House of Repres
THEO. F. DAV
President pro tem. of the

Passed February 22, 1889.

[House Bill No. 1004.]

AN ACT

To authorize the city council of the city of Youngstown to transfer certain

SECTION 1. *Be it enacted by the General Assembly of the State* That the city council of the city of Youngstown are hereby autho transfer the sum of twenty-five hundred dollars from the police fun general fund of said city.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPS
Speaker of the House of Repres
THEO. F. DAV
President pro tem. of the

Passed February 22, 1889.

[House Bill No. 1030.]

AN ACT.

horize the village council of the incorporated village of Belleview, in Huron and ndusky counties, Ohio, to issue bonds and levy a tax for the purpose of repairing, proving and extending the public water works system of said village.

ECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, the village council of the incorporated village of Belleview, in Huron Sandusky counties, Ohio, be and the same is hereby authorized to the bonds of said village in an aggregate amount not exceeding y-five thousand ($25,000) dollars, bearing interest at a rate not exng six per centum per annum from date of issue, said interest payemi-annually, for the purpose of repairing, improving and extendne public water works system of said village.

ECTION 2. Said bonds shall be signed by the mayor of said village ountersigned by the clerk thereof, and shall not be sold for less than par value, and shall be issued at such times and in such amounts, nature at such dates, respectively, as the council of said village shall mine, by ordinance, and said village council is hereby authorized to a tax upon all the taxable property of said village, to pay said bonds he interest thereon when the same become due.

ECTION 3. The funds realized from the sale of said bonds shall propriated and used by the council of said village for the purpose of ring, improving and extending the public water works system of said ge, which water works, when completed, shall be used, operated and olled in such manner as may be prescribed by law and the ordinance d village enacted in conformity therewith.

ECTION 4. Before such bonds shall be issued or tax levied, the quesof issuing said bonds and the levying a tax therefor, shall be subed to a vote of the qualified electors of said village, at a regular ion or a special election called for that purpose, as the council of said ge may order; notice of such election shall be given by public notice d up at ten of the most public places in said village, at least ten (10) before said election. The tickets voted at said election shall have en or printed thereon, "Authority to issue bonds—Yes;" or, "Auty to issue bonds—No." If the proposition to issue bonds is approved majority of all the voters voting at said election, the council of said ge shall have authority to issue the said bonds and levy the said tax ovided for in this act.

ECTION 5. This act shall take effect and be in force from and after assage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed February 22, 1889.

[House Bill No. 1038.]

AN ACT

To authorize the city council of the city of Mansfield, Richland county, Ohi certain funds.

SECTION 1. *Be it enacted by the General Assembly of the Sta* That the council of the city of Mansfield, Richland county, Oh is hereby authorized to transfer from the bonded debt fund to t fund thereof, the sum of ten thousand dollars.

SECTION 2. This act shall take effect and be in force from its passage.

ELBERT L. LAMI
Speaker of the House of Rep
THEO. F. DA
President pro tem. of

Passed February 22, 1889.

[House Bill No. 1080.]

AN ACT

To authorize the council of the village of Greenwich, Ohio, to issue bonds tax for the purchase and improvement of suitable cemetery grounds; chase of a fire engine and other apparatus;. and for the payment of pre edness thereof.

SECTION 1. *Be it enacted by the General Assembly of the Sta* That the council of the incorporated village of Greenwich, Hur Ohio, be and the same is hereby authorized to issue the bonds o lage, not exceeding in amount the sum of five thousand dollars, after provided, for the purposes following, to-wit: For the pur improvement of suitable cemetery grounds, for said village, fo chase of a fire engine and other fire apparatus, and water rece the use of said village; and for the payment of present ind thereof.

SECTION 2. Said bonds shall be of such denomination, an at such times and bear interest at such rate, not exeeding six per annum, payable semi-annually, as the council of said vi direct, but said bonds shall not be sold for less than their par va

SECTION 3. For the purpose of paying said bonds and th thereon, as the same may become due, the said council is hereb ized to levy a tax on all the taxable property of said village, in to that otherwise authorized by law, to such amount each year necessary to the payment of the principal and interest of such b

SECTION 4. Before the said council shall have authority to bonds and levy said tax, the question of such issue and levy sh submitted to the voters of said village at a regular or special ele for that purpose; such election shall be held in the same mann and at the same place where elections are usually held in said vi notice thereof shall be given by publication in a newspaper pr of general circulation in said village for two consecutive week

election. Those electors who favor the issue of such bonds and the of said tax, shall have written or printed on their ballots the words, ue of bonds—Yes;" and those who are opposed to such issue and levy have written or printed on their ballots the words, "Issue of bonds—

And if a majority of the votes cast at such election are in favor of ssue of such bonds, the council of said village shall be authorized to said bonds and make said levy for the purposes aforesaid.

SECTION 5. This act shall take effect and be in force from and after assage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 26, 1889.

[House Bill No. 858.]

AN ACT

uthorize the trustees of Jefferson township, Brown county, Ohio, to erect a township all, finish off and furnish the same, and to issue bonds and levy a tax therefor.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* t the trustees of Jefferson township, Brown county, Ohio, be and they hereby authorized and empowered to issue its bonds, not exceeding ve hundred dollars, for the purpose of erecting a township hall, on t is known as the public square in the incorporated village of Russel-, in said township, finishing off and furnishing the same.

SECTION 2. Before such bonds shall be issued or tax levied, the ques- of issuing said bonds and levying of a tax therefor, the same shall be nitted to a vote of the qualified electors of said township, at their next ual spring election. Notice of said election shall be given by public ce posted up at five of the most public places in said township, at least nty days before said election. Said notice shall specify the object for ch said election is to be held, the amount of bonds proposed to be ed, with the rate per cent. of interest they are to draw, and the num- of yearly levies to be made; the tickets voted at said election shall e written or printed thereon, "Authority to issue bonds—Yes;" or, uthority to issue bonds—No." If the proposition to issue bonds is roved by a majority of all the voters voting at said election, the town- trustees shall have authority to issue its bonds for an amount desig- ed in section one of this act, and to levy a tax therefor, as hereinafter vided.

SECTION 3. Said bonds, when so authorized, shall be issued by the stees of said township in denominations of not less than fifty nor more n two hundred dollars, and shall be drawn from one to four years, with erest at six per cent. per annum, payable semi-annually, and at such ce as the trustees may designate; they shall express on their face the rpose for which issued; shall be signed by the trustees, and counter- ned by the clerk of said township, and shall not be sold for less than ir face value.

SECTION 4. No more such bonds shall be sold than is ne erect said township hall and finish off and furnish the same. S to be sold from time to time as the work progresses, and in such as shall be required and made necessary for the completion of

SECTION 5. For the purpose of carrying out the provisi act, the trustees are hereby authorized and required to levy, an the time of making other levies, a tax not exceeding one mill o lar, upon all the taxable property of the township, an amount to pay said bonds with accrued interest as they become due.

SECTION 6. This act shall take effect from and after its pas

NOAH H. ALBA
Speaker pro tem. of the House of Rep
WM. C. L
President of

Passed February 27, 1889.

[House Bill No. 1020.]

AN ACT

To authorize the commissioners of Adams county to construct certain free tur

SECTION 1. *Be it enacted by the General Assembly of the State of* the commissioners of Adams county, Ohio, be and the same a authorized to construct the following turnpike roads, to-wit:

First road: Beginning at the Jacksonville and Locust G near David Coblers, running thence with the township road t the new Chillicothe road at a point near T. J. McMillen's; th said new Chillicothe road in a southerly direction to a point at of the road near the steam furnace and near a school house.

Second road: Beginning at the Scioto county line where crosses the Portsmouth and Hillsboro state road about three-q a mile west of the village of Rarden, extending thence westwa most practicable route to intersect the West Union and Loc turnpike at a point corresponding with the eastern terminus of quility turnpike.

Third road: Beginning in the Locust Grove and West U turnpike road about one mile south of Locust Grove and near t Grove cemetery, thence along the old road, or as near thereto as p to the bridge across Brush creek at the Marble furnace, in Brat ship, Adams county, the point of termination.

Fourth road: Beginning at the Mineral springs in Meigs thence running north on or near the survey heretofore made t Springs station on the Ohio and Northwestern railroad.

SECTION 2. Said commissioners may, in their discretion once the building of said roads, or a part of them, as near th thereof as may be practicable; and may require donations not twenty per centum of the estimated costs of the roads ord built, and may issue bonds for the construction of the same, b per cent. interest, which shall not be sold for less than their p

may levy a tax not exceeding three mills on the dollar, annually, on taxable property of said county, for the purpose of paying said bonds interest thereon.

SECTION 3. A majority of said board of commissioners may, at any ılar or special session, agree upon plans and specifications, and order improvements or any part thereof.

SECTION 4. This act shall take effect and be in force from and r its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 27, 1889.

[House Bill 1068.]

AN ACT

uthorize the village of Harmar, Washington county, Ohio, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* ıt the council of the incorporated village of Harmar is hereby authorized ransfer six hundred dollars ($600) from the landing fund and three ıdred dollars ($300) from the general fund to the fire fund.

SECTION 2. This act shall take effect and be in force from and after passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed February 27, 1889.

[House Bill No. 1205.]

AN ACT

authorize the commissioners of Pickaway county, Ohio, to issue bonds and borrow money to cover a deficiency in the county treasury.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* at the county commissioners fo Pickaway county, be, and they are reby authorized and empowered to issue the bonds of said county in an ount, not exceeding fifty thousand dollars ($50,000), in addition to the ount now authorized by law, which bonds shall be in sums of not less an one hundred nor more than one thousand dollars, payable at such nes, not exceeding two years from September 1st, A. D. 1889, as the said nmissioners may deem expedient. Said bonds to bear interest from

date at the rate of six per cent. per annum, payable semi-annuall
1st day of March and the 1st day of September of each and ev
until said bonds shall have been paid. The issuing of said bon
necessary to supply a deficiency occasioned by defalcation of tre
said county.

SECTION 2. Said bonds shall have coupons attached theret
senting the semi-annual interest thereon as it shall become due;
bonds shall be sold as provided by law.

SECTION 3. The commissioners and auditor of said county a
constituted a board, and authorized to pay out of the funds no
treasury, any amount which may be due the state, the township, t
school, city, village, and special district school, corporation and ot
funds, and apportion the money arising from the sale of said bond
the several funds of said county, in proportion to the requirement
as may be determined by the judgment of said board.

SECTION 4. This act shall take effect and be in force fr
after its passage.

ELBERT L. LAMPS
Speaker of the House of Repre
WM. C. LY
President of t

Passed February 27, 1889.

[House Bill No. 916.]

AN ACT

To divide Cardington township, Morrow county, into two election preci

SECTION 1. *Be it enacted by the General Assembly of the State of O*
Cardington township, Morrow county, Ohio, be divided into two
precincts, and said two election precincts shall be known as the
west precincts of said township, and shall be divided by the follow
to-wit: Beginning where Marion street crosses the south line of sa
ship; thence north with said street to the north line of the inco
village of Cardington; thence west with the Marion road to th
west corner of said village; thence northwest with said Marion ro
intersection with a township road on the lands of John Sellars a
Heil, Jr.; thence north with said township road to its intersect
the north line of said Cardington township.

SECTION 2. This act shall take effect and be in force from a
its passage.

NOAH H. ALBAU
Speaker pro tem. of the House of Repre
THEO. F. DA
President pro tem. of t

Passed February 18, 1889.

[House Bill No. 1017.]

AN ACT

uthorize the trustees of Saltcreek township, Muskingum county, to assume certain duties.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, t the trustees of Saltcreek township, Muskingum county, are authorized empowered to assume the functions and duties of the school land tees of the said township, as provided for in section 1368 of the Revised utes.

SECTION 2. That this act shall take effect from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed February 28, 1889.

[House Bill No. 1070.]

AN ACT

hange the name of Wm. D. Thorman and Sallie R. Thorman, of Adams county, to that of Wm. D. Coleman and Sallie R. Coleman.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, t the name of Wm. D. Thorman and Sallie R. Thorman, of Adams nty, be changed to that of Wm. D. Coleman and Sallie R. Coleman.

SECTION 2. This act shall take effect on its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed February 28, 1889.

[Senate Bill No. 398.]

AN ACT

mend section 1 of an act entitled an act "to incorporate the Granville academy," passed March 14, 1836, relating to change of name and granting literary degrees.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That re shall be and hereby is established in the town of Granville, in the nty of Licking, an institution for the education of youth in the various nches of useful knowledge, by the name of the Granville female college; l that Rev. Jacob Little, Samuel Bancroft, Spencer Wright, Knowles

Lennel, Leonard Bushnell, William Smedley, Timothy M. Ro
L. Bancroft, Ebenezer Crawford, Edwin C. Wright, and Willia
croft, and their successors be, and they are hereby appointed t
said institution, with power to grant literary degrees, and ma
corporate and politic, with perpetual succession, to be known by
and style of "the trustees of the Granville female college."

SECTION 2. That section 1 of an act passed March 14, 1836
this is amendatory, is hereby repealed.

SECTION 3. This act shall take effect from and after its pas

ELBERT L. LAMP
Speaker of the House of Repr
THEO. F. DA
President pro tem. of

Passed March 1, 1889.

[Senate Bill No. 403.]

AN ACT

To authorize the city of Warren, Ohio, to raise additional money for the erecting a soldiers' monument on its public grounds.

SECTION 1. *Be it enacted by the General Assembly of the Sta* That the city of Warren, Ohio, by its council, be authorized to assess a tax of one and one-half mills, in addition to all ot authorized by law, on the taxable property of said city.

SECTION 2. The amount raised, as authorized in section 1 is to be paid to the committee heretofore appointed under an ac "an act to authorize the trustees of Warren township, Trumbu Ohio, to levy a tax for the purchase of a lot and the erection of monument thereon," passed March 20, 1885, and an act supp thereto, passed March 6, 1888.

SECTION 3. The question of levying said tax shall be subn vote of the qualified electors of said city, at the regular April el D. 1889, at the usual place of holding elections in said city, of least ten days' notice shall be given by publication in two new opposite politics, of general circulation therein, and at such el ballots to be voted shall have written or printed, or partly wr partly printed thereon the words: "Additional tax—Yes;" o tional tax—No." And if a majority of those voting on said p are in favor of the same, then it shall be the duty of said city, b cil, to levy said tax.

SECTION 4. This act shall take effect and be in force from ar passage.

ELBERT L. LAMP
Speaker of the House of Repr
THEO. F. DA
President pro tem. of

Passed March 1, 1889.

[Senate Bill No. 439.]

AN ACT

o authorize the trustees of Burton township, Geauga county, to transfer funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That rustees of Burton township, Geauga county, are hereby authorized empowered to transfer from the road fund of said township to the ship fund, any amount not exceeding one mill on the dollar of the ble valuation of the property of said township annually hereafter.

SECTION 2. This act shall take effect and be in force from and after assage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 1, 1889.

[Senate Bill No. 456.]

AN ACT

lementary to the act to authorize the village of Oxford, Butler county, Ohio, to ect or purchase an electric light plant, passed and took effect January 31, 1889.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That council of the village of Oxford, Butler county, Ohio, be, and hereby uthorized and empowered to create a board of three trustees to con- ct, maintain and operate an electric light plant under the provisions e act of [to] which this bill [act] is supplementary.

SECTION 2. That said trustees are to be appointed by the mayor and irmed by the council of said village, as soon as practicable after the age of this act, to serve one for one year, one for two years, and one hree years; and annually thereafter one trustee to be appointed each to serve for the term of three years; and all vacancies that may occur aid board, through death, resignation or otherwise, may be filled by ointment of said mayor and by confirmation of said village council; said trustees shall not receive any compensation for their services.

SECTION 3. Said board of trustees may construct, maintain and oper- said electric light plant provided for in said act to which this bil [act] upplementary; may make rules and regulations for constructi ng or rating said electric light plant; may manufacture and supply sa l vil- with electric light, and sell and furnish electric light to the ci izens ring to use the same, on such terms and at such prices as said oard prescribe; collect all bills, and moneys due for light or other materials by said board and pay the same to the treasurer of said village; may nage, conduct and control said electric light plant, and to carry into ct the provisions of this act; may also purchase materials, employ rers, appoint officers, purchase or lease the necessary real estate, and t buildings and other necessary structures thereon; and may also pass

upon, certify and order paid by the treasurer of said village c
funds to the credit of said board all debts contracted by said b
all bills made under its direction and all expenditures necessa
construction or operation of said electric light plant; and said b
be required to report to the village council as often as said cou
order.

SECTION 4. This act shall take effect and be in force on an
passage.

ELBERT L. LAMP
Speaker of the House of Repr
THEO. F. DA
President pro tem. of

Passed March 1, 1889.

[House Bill No. 899.]

AN ACT

To reorganize Smith township, Mahoning county, into three election pr

SECTION 1. *Be it enacted by the General Assembly of the State of* Smith township, Mahoning county, be and the same is herel into three election precincts, as follows: Sections 1, 2, 3, 4, 5 10, 11, 12, 16, 17, 18, and the northern half of sections 13, 14 an constitute and be known as precinct No. 1; sections 19, 20, 29, and the western half of sections 21, 28 and 33 shall constitu known as precinct No. 2; sections 22, 23, 24, 25, 26, 27, 34, southern half of sections 13, 14, 15, and the eastern half of secti and 33 shall constitute and be known as precinct No. 3.

SECTION 2. This act shall take effect and be in force from its passage.

ELBERT L. LAMP
Speaker of the House of Repr
THEO. F. DA
President pro tem. of

Passed March 1, 1889.

[House Bill No. 925.]

AN ACT

To authorize the commissioners of Columbiana county to build a jail and dence, and repeal an act passed March 15th, 1888.

SECTION 1. *Be it enacted by the General Assembly of the State of* the county commissioners of Columbiana county, Ohio, are here ized to erect a jail and sheriff's residence in said county, at a exceed thirty thousand dollars.

ECTION 2. Said county commissioners, before entering into any act in respect to the erection of said jail and sheriff's residence, shall plans and specifications, detailed drawings and forms to be prepared, eep the same at some public and convenient place for inspection.

ECTION 3. All contracts shall be made in writing in the name of ounty commissioners, and shall be by them signed, and the same be attested by the county auditor of said county. Alterations and ications of any contract shall be made by order of said board of county issioners, and such order shall be of no effect until the price to be or the work or material under such altered or modified contract has agreed upon in writing and signed by the contractor and said com- oners; and no contractor shall be allowed to recover anything for work or material, caused by any alteration or modification, unless der is made, and agreement signed as aforesaid, nor shall any con- r, in any case, be allowed or recover more for any such work or ials than said agreed price.

ECTION 4. Said board shall not enter into any contract for the erec- f said jail and sheriff's residence, without first causing thirty days' e to be given in three newspapers of general circulation in said county, ealed proposals will be received for doing the work or furnishing the ial.

ECTION 5. All bids for such work shall be enclosed in a sealed ope, deposited with the county auditor, and shall have endorsed on the nature of the same, and all bids shall be opened by said y commissioners at the time and place as stated in such notice.

ECTION 6. Said commissioners shall contract with, according to law, bond being given to the state of Ohio, for the use of Columbiana y, with such sureties as the commissioners shall approve, that the shall be performed in accordance with the contract; provided, that ork may be let in whole or in part, and the commissioners may reject r all bids.

ECTION 7. To create a fund to defray the expenses to be incurred r this act, the said county commissioners of said county may borrow sum or sums of money, from time to time, as may be necessary to on such work, not exceeding in all the sum of thirty thousand dol- at a rate of interest not greater than 6 per cent. per annum, and issue onds of the county to secure the payment of the principal and inter- hereof; such interest shall be paid semi-annually after the date of , at the treasury of said county, or in the city of New York, at the etion of the said commissioners; and the principal of said bonds shall ayable at such times and places as the said commissioners shall prescribe in, not exceeding ten (10) years, nor less than one (1) year from the thereof; said bonds shall not be sold for less than their par value, and irst payment of interest shall be for such portion of the six months ay have elapsed between the date of its issue and the time specified em for the payment of interest thereafter.

ECTION 8. The bonds so issued shall be signed by the said commis- ers, or any two of them, and countersigned by the county auditor. shall be issued in sums of not less than one hundred ($100) dollars more than one thousand ($1,000) dollars each; they shall have interest ons attached, and shall be numbered by serial numbers, and shall be tered in the office of the county auditor.

SECTION 9. The said county commissioners shall, annually June session, levy such amount of tax as will pay the interes bonds, and after New Years from the date of said bonds, shal manner levy such further sum, annually, as may be necessary to bonds as they respectively become due.

SECTION 10. That the commissioners of said county, befor any bonds as provided in this act, or creating any indebtedness pation thereof, shall, at some general or special election, after givi days' notice of said election, by publication in at least two news general circulation and published in said county, of the time a of such election, submit the question of building such jail and residence to the qualified voters of said county. The ballots to at said election shall have written or printed thereon the words Yes;" or, "Jail—No." And if the number of votes cast at said e favor of building such jail and sheriff's residence exceed the n votes cast at said election against building such jail and sheriff's then, and not otherwise, the commissioners of said county shall b ized to carry out the provisions of this act.

SECTION 11. That an act passed March 15th, 1888, entitled " authorize the commissioners of Columbiana county, state of Ohio a jail and sheriff's residence and issue bonds therefor," is hereby and this act shall take effect and be in force from and after its p

ELBERT L. LAMPS
Speaker of the House of Repre
THEO. F. DA
President pro tem. of t

Passed March 1, 1889.

[House Bill No. 939.]

AN ACT

To change the name of Henry Lechner to Henry Lafner.

SECTION 1. *Be it enacted by the General Assembly of the State of O* the name of Henry Lechner be changed to that of Henry Lafner.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPS
Speaker of the House of Repre
THEO. F. DA
President pro tem. of t

Passed March 1, 1889.

[House Bill No. 983.]

AN ACT

To authorize the county commissioners of Hamilton county, Ohio, to use cer in the construction of water-works and reservoir at Longview asylum

SECTION 1. *Be it enacted by the General Assembly of the Stat* That the county commissioners of Hamilton county, Ohio, be

ereby authorized, on the request in writing of the board of directors ngview asylum, to apply and use in the erection of necessary water- s and reservoir for the use of Longview asylum, any funds now in county treasury, or which may hereafter come into said treas- arising from the sale of lands made under the authority of the act of eneral Assembly of Ohio, passed April 15th, 1874, entitled "an act to orize the county commissioners of Hamilton county to become vested the title of, and to sell certain lands, and to use the proceeds thereof nnection with other funds, in the erection of additional buildings for view asylum" (Ohio Laws, vol. 71, page 182).

SECTION 2. Said water-works and reservoir shall be built according ans and specifications to be agreed upon by said board of county com- oners of Hamilton county and the board of directors of Longview m.

SECTION 3. This act shall take effect and be in force from and after ssage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 1, 1889.

[House Bill No. 998.]

AN ACT

For the relief of the Union county agricultural society.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* the board of commissioners of the county of Union, is hereby author- in its discretion, to pay out of the general fund of said county, any otedness of the agricultural society of said county, contracted for land he erection of a building, which is secured by mortgage on said land; ded, that the amount so authorized to be paid shall not exceed the of twenty-two hundred dollars, with interest from September 9, 1889.

SECTION 2. This act shall take effect and be in force from the time passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 1, 1889.

[House Bill No. 1018.]

AN ACT

thorize the council of the village of Port Clinton, Ottawa county, Ohio, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That council of the village of Port Clinton, Ottawa county, Ohio, is hereby

authorized and empowered to transfer the sum of one thousand ($1,000) from the police fund to the general fund of said village.

SECTION 2. This act shall take effect and be in force from a its passage.

ELBERT L. LAMPSC
Speaker of the House of Represe
THEO. F. DAV
President pro tem. of th

Passed March 1, 1889.

[House Bill No. 1127.]

AN ACT

To authorize the council of the village of Dresden, Muskingum county, Ohio, t certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Oh* the council of the village of Dresden, Muskingum county, Ohio, b is hereby authorized to transfer from the light fund $50.00; from th fund $300.00; and from the general fund $1,700.00, in all $2,050.00 purpose of creating a fund for purchasing fire apparatus.

SECTION 2. This act shall take effect and be in force from a its passage.

ELBERT L. LAMPSC
Speaker of the House of Represe
THEO. F. DAV
President pro tem. of th

Passed March 1, 1889.

[House Bill No. 1031.]

AN ACT

To authorize the village of Clyde, Sandusky county, Ohio, to transfer certain

SECTION 1. *Be it enacted by the General Assembly of the State of Oh* the council of the village of Clyde, Sandusky county, Ohio, be and is authorized to transfer certain funds of said village, now in the t thereof, and to be realized from the annual levy made by ordinance, May 18th, 1888, as follows, to-wit: From the general purpose fund, t of one thousand ($1,000) dollars, to the sinking fund of said village the marshal and police fund, the sum of two hundred ($200) dol the street improvement fund of said village.

SECTION 2. This act shall take effect and be in force from a its passage.

ELBERT L. LAMPSC
Speaker of the House of Represe
THEO. F. DAV
President pro tem. of the

Passed March 1, 1889.

[House Bill No. 1037.]

AN ACT

uthorize the trustees of Montgomery township, Wood county, Ohio, to issue bonds for the purchase of lot and the erection of soldiers' monument.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* the trustees of Montgomery township, Wood county, Ohio, are here- uthorized to issue the bonds of said Montgomery township for the of two thousand dollars ($2,000), for the purchase of a site (if one is donated) and the erection thereon of a soldiers' monument.

SECTION 2. The question of issuing said bonds shall be submitted he voters of Montgomery township, at a regular or special election, ce of which shall be given by the township trustees causing to be ed in not less than five (5) separate, public places in said township, es of said election, for at least ten (10) days before such election shall eld. The tickets used at such election shall have written or printed hem the words, "Authority to issue bonds—Yes;" or, "Authority to bonds—No." The trustees shall not be authorized to issue bonds he purpose named in this act, unless a majority of such votes be in r of the question.

SECTION 3. If a majority of votes shall favor the issue of bonds for purpose named in this act, the trustees of said Montgomery township levy a tax on all the taxable property of said township, and make a er return of such levy to the auditor of Wood county, to be placed by on the duplicate of said township and collected as other taxes. The shall be made at such a rate as to meet the payment of the bonds as may fall due, with the interest accrued on the same, and may be e in three consecutive annual levies.

SECTION 4. Said bonds shall be issued in the sum of $666.66⅔ each, shall be made payable on the 25th day of June of the years 1891, and 1893. One bond of the amount named above shall be paid on of the dates named in this section. Said bonds shall bear such a of interest as may be determined by the trustees, not, however, to ed (6) six per cent. per annum.

SECTION 5. Within thirty days after the result of the election, as ided for in section 2 of this act, shall be known, if the result be in favor suing such bonds, the trustees of Montgomery township shall notify ounty commissioners of such result, and on the receipt of such notice, commissioners of Wood county shall proceed at their first regular ing to appoint a committee of five (5) resident freeholders of Mont- ery township, three of whom shall be members, in good standing, of e grand army post situated in said township. Said committee shall e without compensation, and it shall be their duty to select site for soldiers' monument, select design for the same, and superintend the truction of said monument. Said committee shall, before entering n their duties, make and execute to the trustees of Montgomery town- a bond in the sum of five thousand dollars ($5,000) for the proper rmance of their duties imposed upon them. Said committee shall e full control of the fund raised for this purpose under this act, and l file with the trustees of Montgomery township, annually, a state- t of their expenditures for the purposes named in this act.

SECTION 6. This act shall take effect and be in force on a its passage.

ELBERT L. LAMPS
Speaker of the House of Repre
THEO. F. DA
President pro tem. of t

Passed March 1, 1889.

[House Bill No. 1001.]

AN ACT

To authorize the city council of the city of Bucyrus, in Crawford county, Oh row money and issue bond therefor, for the purpose of procuring territory of way, sinking wells for natural gas, purchasing and laying pipes, and said city with natural gas for public and private use and consumption.

SECTION 1. *Be it enacted by the General Assembly of the State of O* the city council of the city of Bucyrus, in Crawford county, Ohio they are hereby authorized to issue the bonds of said city, for an not exceeding ten thousand dollars, bearing interest at a rate not ing six per cent. per annum, payable semi-annually, for the pu procuring territory, right of way, sinking wells for natural gas, ing and laying pipes to supply such city and the citizens the natural gas for public and private use and consumption; provi no bonds shall be issued or tax levied under the provisions of until the question of issuing said bonds shall have been submitte qualified electors of said city, at an election held at such time passage of this act as the said city council shall determine; and notice of such election and submission shall be given by the may city, in one or more newspapers published in said city, stating the of bonds to be issued, the purpose for which they are to be issued time and place of holding said election; and if a majority of the voting at such election upon the question of issuing the said bon in favor thereof, then the said bonds must be issued and the sai levied.

SECTION 2. Those voting in favor of the said proposition sh written or printed on their ballots the words, "For the issue of and those voting against the same, the words, "Against the bonds."

SECTION 3. The principal of said bonds shall be payable places and at such times, not exceeding ten years from the date as the said city council shall determine by ordinance; and the council are hereby authorized to levy a tax upon all the taxable of said city of Bucyrus to pay said bonds and the interest ther such tax shall not exceed two mills on the dollar in any one yea

SECTION 4. Said bonds shall be issued in such sums as the council shall determine, and shall be signed by the mayor and signed by the clerk of said city, and the clerk shall make a reco number, date and amount of each bond, and they shall not be less than their par value.

SECTION 5. This act shall take effect and be in force from and after assage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 1, 1889.

[House Bill No. 1198.]

AN ACT

thorize the commissioners of Henry county, Ohio, to issue bonds for the redemption of other bonds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That board of county commissioners of Henry county, Ohio, for the purpose ising money to redeem the bonds of said Henry county, Ohio, issued l 1, 1882, under and pursuant to the provisions of sections 871, 872, 874 and 875 of the Revised Statutes of Ohio, and a resolution of the board of county commissioners of said county, passed March 9, 1882, now outstanding, be and they are hereby authorized to issue the ls of said county, not exceeding thirty thousand dollars ($30,000). bonds shall be payable at the office of the county treasurer of said ry county, Ohio, at such times as the commissioners of said county determine, but no part thereof shall be payable at a later date than l 1, 1904.

SECTION 2. Said bonds shall be issued and signed by the commis-ers, and countersigned by the auditor, who shall keep and preserve a d of each bond so issued, in a book provided for that purpose, and shall bear interest at a rate not exceeding five per centum per annum, ble semi-annually.

SECTION 3. Said bonds shall be issued in sums not less than five lred dollars ($500), and have such coupons or interest-bearing warrants hed as the commissioners may direct, which shall be made negotiable transferable; and it is further provided, that the bonds issued under provisions of this act shall be sold according to law.

SECTION 4. The commissioners of said county shall annually, at June session, levy such amount of taxes as will pay the interest on indebtedness and at least one-fifteenth of the principal. No part of money raised by such levy shall be used for any other purpose than payment of the said bonds and interest, and no part of the money ved from the sale of bonds authorized to be issued by this act shall sed for any other purpose than the redemption of said bonds for which new issue is made.

SECTION 5. This act shall take effect and be in force from and its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 1, 1889.

[House Bill No. 1047.]

AN ACT

To provide for the improvement of roads in Washington county.

SECTION 1. *Be it enacted by the General Assembly of the State of Oh* in order to provide for the early and needed improvement of the Washington county, the commissioners of said county shall hav to borrow two hundred thousand dollars in money; and, for that to issue bonds not exceeding the said sum in the aggregate, bear the first day of July, A. D. 1889, in the denomination of $500, pa the office of the treasurer of said county, at such times, not less th years, nor more than fifteen years from the first day of Septembe 1889, as said commissioners shall determine, and bearing interest not exceeding five per centum per annum, payable at said tr office, semi-annually, on the first day of March and the first day tember.

SECTION 2. Said commissioners, in case they decide to exe powers granted by this act, shall, at their regular June session in A. D. 1889, by resolution, in the adoption of which all the membe board shall concur, declare the necessity of borrowing two hundr sand dollars in money, for the purpose of improving the roads county, and that bonds of the commissioners of said county for t in the aggregate shall be issued in accordance with the provision act. And said resolution shall also determine and specify the interest which such bonds shall bear, and the several times w principal of the same shall become payable, and the sums thereof at said times; provided, that the total sum of interest and prin become payable in any one year, shall not exceed twenty t dollars.

SECTION 3. Upon the adoption of said resolution, it shall be of the auditor of said county to cause to be prepared suitable b due form, for execution as hereinafter provided. Said bonds shal able to bearer; shall be numbered from 1 to 400 consecutively, a be signed by said commissioners, and each bond shall state upon the amount for which the same is issued, the time when and pla it will become payable, the rate of interest thereon, and when an payable (according to interest coupons to be attached thereto), a the faith of said county commissioners is pledged for the paymen principal and interest. Provided, that each of said bonds, before shall become binding, or of any force or effect as an obligation county or said commissioners, shall have indorsed thereon a cert be signed by the auditor of said county, and with the seal of l affixed thereto, to the effect that such bond is one of a series of b the sum of two hundred thousand dollars in the aggregate, issue this act, in pursuance of a resolution of the commissioners of saic adopted at their June session, A. D. 1889, and that the same has l as provided by this act, and the proceeds thereof paid unto the of said county. And the said commissioners shall execute each bonds by signing their names thereto, on or after said first day and before the said first day of September, A D. 1889; but the shall not affix his signature to any such certificate nor to any upon any of said bonds, until such bonds shall have been sold,

ceeds thereof received as hereinafter provided. And the said interest pons shall be numbered correspondingly with said bonds, and shall be ned by said auditor, and said bonds shall be registered by said auditor, a book to be kept by him for that purpose, in such manner as to show en the same are severally payable, and when the same are severally d, the amount for which the same are sold, and when redeemed or de-yed. And such bonds, when executed by the commissioners as afore-d, shall be deposited in the treasury of said county for safe keeping til sold, and the treasurer's receipt taken for the same by said commis-ners, which receipt shall be recorded in their minutes, and filed with d auditor. All of said [bonds] and coupons not sold within three years n their date, shall be burned and destroyed by the commissioners, and ecord of such destruction entered upon their minutes.

SECTION 4. Said commissioners may sell said bonds, from time to ne, when, in their judgment, funds may be needed for the construction, air or improvement of the roads in said county, for not less than their value and accrued interest, after advertising for sealed bids for the ne, to be received and opened by said commissioners at certain specified es, by publication for thirty days in at least two newspapers published said county, and in such other manner as they may deem advisable; vided, that not more than one hundred and thirty of said bonds shall sold in the year 1889, not more than one hundred and thirty-four in year 1890, and the remainder in the year 1891; and, provided further, t all bonds sold in the years 1890 and 1891 shall be sold on or before first day of June in said years respectively. And it shall be the duty said commissioners, annually at their June session, after the issue and e of any of said bonds as aforesaid, to levy upon the taxable property said county, taxes sufficient to pay all the interest and principal of such nds so sold as aforesaid before that time, to become payable in the next ceeding calendar year; provided, that said commissoners shall antici-te the sale of said one hundred and thirty bonds so authorized to be d in the year 1889, and shall at their said June session of said year, levy xes as aforesaid, sufficient to provide for the payment of the interest to come payable on said one hundred and thirty bonds, in the year 1890. nd all moneys received from taxes collected under such levies shall be plied to the payment of such bonds, principal and interest, as they may ature, and to no other purpose; excepting that any such moneys so re-ived, and in the treasury of said county at any time, in excess of the nount that will be required for the payment of principal and interst of nds to mature before the funds to be received from the next collection taxes will be so available and sufficient for said purpose, may be ap-ied and expended in the building and improvement of roads, as pro-ded in section five of this act.

SECTION 5. All moneys received from the sale of such bonds shall be id into the treasury of said county, and shall be appropriated, paid and xpended on the order of the said commissioners, from time to time, when, their judgment, the same is necessary, for the purpose of laying out, tering, building, grading, ballasting and improving the roads in said unty, under the powers of said commissioners given by law, and for no her purpose. And said commissioners may, from time to time, employ ch competent superintendents and surveyors as they may deem neces-ry for the proper construction and improvement of said roads, at such tes of compensation as shall be fixed and determined by and between ch superintendents and surveyors respectively, and said commissioners,

at or before such employment. And the auditor of said count
paid such sum annually, on the order of said commissioners, as
deem just and reasonable compensation of his services under this
all such moneys so payable to said superintendents, surveyors an
together with the expenses of issuing and selling such bonds, sha
out of the road fund of said county. Provided, that before the
sioners are authorized to exercise the powers conferred by this
question shall be submitted to a vote of the qualified electo
county, at the regular annual election to be held on the first M
April, A. D. 1889, due notice of which shall have been given by t
auditor for at least three weeks, by the publication of this act i
newspapers published at the county seat of said county. Those
favor of said proposition shall have written or printed on thei
"For road improvement—Yes;" and those opposed shall have
printed on their ballots, "For road improvement—No;" and if a
vote in favor of such improvement, then it shall be lawful to
same, in a manner as provided in this act. And returns of th
cast shall be made to the county auditor without delay.

SECTION 6. This act shall take effect on its passage.

ELBERT L. LAMP
Speaker of the House of Repr
THEO F. DA
President pro tem. of t

Passed March 7, 1889.

[House Bill No. 1173.]

AN ACT

To authorize the township trustees of Silver Creek township, Greene county, O
the cemetery purchased by them May 29, 1874, to remove the bodies remai
in, and purchase other grounds for a cemetery.

WHEREAS, On the 29th day of May, 1874, the township t
Silver Creek township, Greene county, Ohio, purchased from O. M
ten and eight-tenths acres of land adjoining, or near the incorpo
lage of Jamestown, and laid the same off into suitable lots for a
some of which were sold to divers persons and used for the buri
dead; and after having expended considerable money in dra
attempting to drain said lands and make them suitable for the
aforesaid, they find that the ground is totally unsuited and unfit
purposes, being "spouty" and wet, and it is impossible to ma
suitable for said purposes, and a great many persons who have ha
interred therein, after having discovered the condition of said la
disinterred said bodies and removed them elsewhere; and

WHEREAS, Said place has been abandoned as a place of buri
dead, except in case of paupers, or those not able to procure othe
places of burial; therefore,

SECTION 1. *Be it enacted by the General Assembly of the Stat*
That the township trustees of Silver Creek township, Greene coun
be and are hereby authorized and empowered to sell and dispo

nises, at public or private sale, as a whole, or in lots, as they may deem and in a manner they can realize the most for the same, and upon terms of sale as they may deem best, either for cash or on time, but longer than two years, and if upon time, for not less than one-third cash, deferred payments to be secured by mortgage on the premises.

SECTION 2. Before said cemetery shall be abandoned or sold, twenty s' notice shall be given of the intention to so abandon or sell said ceme-, by publication in some newspaper published in said county, and said stion of selling and abandonment of said cemetery shall be submitted ne electors of said township at some general or special election held in township, within ten days after the publication of the aforesaid notice. ballots at said election, if the same be a general election, shall have ten or printed thereon, in addition to the names of the candidates d for at said election, the words, "Sale of cemetery—Yes;" or, "Sale emetery—No." If a majority of the voters voting at said election upon question shall vote in favor of the sale of the cemetery, then the said tees shall proceed to sell the same as herein provided.

SECTION 3. Before selling said cemetery, as provided for in this act, trustees shall give twenty days' notice in some newspaper of general ulation in said township, of the intention to sell said cemetery, and of removal of said bodies, so that persons having friends buried therein remove them in such manner and to such places as they may desire; in addition to such publication, the township clerk shall mail copies aid notice to persons interested or owning lots wherein bodies are ied; and at the expiration of said time the trustees may proceed to e the bodies remaining in said cemetery carefully and separately dis-rred, so far as practicable, and separately re-interred in a proper and oming manner in some cemetery in the vicinity of Jamestown, Ohio, all monuments, tombstones, headmarks or other gravemarks, erected heir memory, shall be removed and again set up, properly, over the pective remains in the new place of interment. The trustees shall also ove before said sale, all of the stone lot marks that are located upon premises, and safely store them for use in another cemetery which said trustees shall purchase with the funds arising from said sale. The tees shall also, out of the funds realized from said sale, refund to the pective owners of the lots sold in said cemetery, the several sums so paid hem for said lots, without interest; provided, however, that said lot ners shall have the privilege of exchanging said lots for similar lots in new cemetery so to be purchased by said trustees, providing there ll have been any person buried upon said lot, otherwise, it shall be at option of said trustees to let them have other lots in exchange, or to nd them the purchase price paid for said lots as herein provided.

SECTION 4. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.

THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 8, 1889.

[Senate Bill No. 414.]

AN ACT

To change the name of Maud Wise to Maud Wheeler.

SECTION 1. *Be it enacted by the General Assembly of the State of O* the name of Maud Wise, a resident of Trumbull county, Ohio, be same is hereby changed to Maud Wheeler.

SECTION 2. This act shall take effect and be in force from a its passage.

ELBERT L. LAMPS
Speaker of the House of Repres
WM. C. LY
President of th

Passed March 8, 1889.

[Senate Bill No. 440.]

AN ACT

To change the time of holding the courts of common pleas in the counties of S Allen for the year 1889.

SECTION 1. *Be it enacted by the General Assembly of the State* That the time fixed by the judges of the first subdivision of t judicial district of Ohio, for holding a term of said court in the c Shelby on the 9th day of September, 1889, be changed so that sa shall be held on the 30th day of September, 1889; and the time f ing a term of said court in the county of Allen on the 7th day of 1889, be changed so that the said term shall be held on the 11t November, 1889.

SECTION 2. This act shall take effect and be in force from and passage.

ELBERT L. LAMPS
Speaker of the House of Repres
WM. C. LY
President of th

Passed March 8, 1889.

[Senate Bill No. 441.]

AN ACT

To open and construct a certain road in Jefferson county, and to provide fund

SECTION 1. *Be it enacted by the General Assembly of the State* That the county commissioners of Jefferson county, Ohio, be and by authorized to open and construct a good and sufficient road f

nty bridge on Wills creek to Franklin avenue, in the city of Steubenᵉ, on the route recently established by said commissioners, at a cost, uding damages, not to exceed six thousand ($6,000) dollars, in addi- to the amount provided for by section one (1) of an act passed April 1886, entitled "an act to improve certain roads in Jefferson county, o, and to provide payment therefor."

SECTION 2. To provide funds for carrying into effect the provisions his act, said commissioners may levy on the tax duplicate of said nty, in addition to other levies now provided for by law, such amount ay be necessary to complete said road improvement.

SECTION 3. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 8, 1889.

[Senate Bill No. 443.]

AN ACT

uthorize the council of the incorporated village of Shelby, Richland county, Ohio, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* t the council of the incorporated village of Shelby, Richland county, o, is hereby authorized and empowered to transfer from the marshal police fund of said village the sum of twelve hundred dollars, to the t improvement fund of said village, to be used and expended under direction of said council in the improvement of the streets of said ge.

SECTION 2. This act shall take effect and be in force from and after assage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 8, 1889.

[Senate Bill No. 452.]

AN ACT

To authorize the city of Tiffin, Seneca county, to make certain levies.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* t the city council of the city of Tiffin, in Seneca county, Ohio, be and by is authorized and empowered to levy, in addition to that now

authorized by law, a tax, from year to year, upon all the taxable p in said city, sufficient to pay the principal and interest of the b said city as they mature, issued and dated September 22, 1888, and inated "Park Bonds;" those issued and dated July 14, 1888, and inated "Improvement Bonds;" and also those issued and dated ber 5, 1888, and denominated "Corporation Bonds;" and to ap revenue arising from such levies to the payment of said bonds, or a maybe issued to refund the same, and the interest thereon.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPS
Speaker of the House of Repres
WM. C. LY
President of th

Passed March 8, 1889.

[Senate Bill No. 454.]

AN ACT

To change the name of Ernest L. Philbrick to Ernest L. Boynton.

SECTION 1. *Be it enacted by the General Assembly of the State* That the name of Ernest L. Philbrick, a citizen of Warren, T county, be changed to Ernest L. Boynton.

SECTION 2. This act shall take effect from and after its passa

ELBERT L. LAMPS
Speaker of the House of Repres
WM. C. LY
President of th

Passed March 8, 1889.

[Senate Bill No. 455.]

AN ACT

To authorize the council of the city of Steubenville to transfer funds therein

SECTION 1. *Be it enacted by the General Assembly of the State* That the council of the city of Steubenville be and and it is authorized to transfer not more than twenty-five hundred ($2,500) from the general expense fund, and not more than twenty-five h ($2,500) dollars from the marshal and police fund, to the fire dep fund of said city, such sum not to be of funds set apart and neces current expenses.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPS
Speaker of the House of Repres
WM. C. LY
President of th

Passed March 8, 1889.

[House Bill No. 804.]

AN ACT

Providing for the erection of a soldiers' memorial hall at Ironton, Ohio.

WHEREAS, By an ordinance entitled an ordinance providing for the ction and maintenance, in Lincoln park, of a soldiers' memorial hall, h a public library and reading room therein, passed January 22, 1889, council of the city of Ironton, Lawrence county, Ohio, did grant per- ssion to the Dick Lambert post, No. 165, G. A. R., department of Ohio, construct in Lincon park, in said city, on a portion set apart for such rpose, a memorial hall (containing commodious apartments for a pub- library and reading room) to commemorate the patriotism of the ion soldiers and sailors of Lawrence county who served in the war of rebellion, said hall to be built and controlled by a board of trustees cted, part by said post and part by said city, as provided for by said inance, after the manner and upon the terms and conditions specified rein; and

WHEREAS, Money enough cannot be raised by subscription to erect l furnish a building that will answer the public and patriotic purposes view; therefore,

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That council of the city of Ironton, Ohio, shall, at the spring election of 9, submit to the qualified voters of the city the question of taxation to amount of twenty thousand dollars ($20,000) for the purpose of erect- a soldiers' memorial hall in accordance with the provisions of said inance. Ten days' notice of such submission shall be given by publica- n in two newspapers of said city. Those voting in favor of such taxation ll write or print on their ballots, "Soldiers' memorial hall—Yes;" l those opposed thereto shall write or print on their ballots, "Soldiers' morial hall—No."

[SECTION 2.] If two-thirds of the votes cast on said question at the tion shall be in favor of such taxation, the council shall forthwith ie the bonds of said city to the amount of twenty thousand dollars 0,000), which bonds shall be of such denominations, and payable at h place and times, not exceeding twenty years, as the council may ermine, and shall bear interest not exceeding five per cent. per annum, able semi-annually, and shall not be sold for less than their par value, mencing with the year 1889. The council shall, annually, levy on the able property of the city a tax not exceeding one-half mill in each year ay the principal and interest of the bonds as the same shall mature, ch tax may be in excess of the maximum now allowed by law.

SECTION 3. The council shall pay over the funds arising from the of said bonds to the treasurer of the board of trustees aforesaid, n his giving bond to the city of Ironton in the sum of twenty usand dollars ($20,000), with good and sufficient sureties, to the roval of the said trustees and the council, conditioned that he will, in rdance with the terms of this act and said ordinance, faithfully dis- rge his duties and pay over all moneys which may come into his hands uch treasurer.

SECTION 4. The said trustees shall expend such funds (the proceeds he bonds authorized by this act) in erecting a memorial hall to cost less than twenty thousand dollars ($20,000), which shall be built,

maintained, possessed, used and controlled after the manner and u terms and conditions set forth in said ordinance. The said truste treasurer or other officers, shall not receive, directly or indirect compensation for their services under this act or said ordinance; memorial hall, its fixtures and furniture, and all property held trustees, shall be free from taxation by state, county or municipal

SECTION 5. This act shall take effect on its passage.

ELBERT L. LAMPS
Speaker of the House of Repres
WM. C. LY
President of th

Passed March 8, 1889.

[House Bill No. 1036.]

AN ACT

For the relief of F. L. Smith, G. G. King, R. B. Lambert, Henry Funk, Charl son, E. S. Fawcett, and D. L. Fawcett, as sureties for A. L. Fawcett, tr Marion township, Morgan county, Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Oh* the township trustees of Marion township, in the county of Morg having first ascertained the full amount of the loss of public funds ing to said township, by reason of the defalcation of A. L. Fawce urer of Marion township, Morgan county, Ohio, are hereby author required to submit to the qualified electors of said township, at th election to be held on the first Monday in April in the year 1889, t notice of which shall be given before the day of said election, by or printed posters in at least ten public places in said township, t tion of releasing F. L. Smith, G. G. King, R. B. Lambert, Henr Charles Patterson, E. S. Fawcett, and D. L. Fawcett, as sureties Fawcett, on his official bond for said township.

SECTION 2. That the voters of said township, desiring to vote relief shall have written or printed on their ballots the words, " relief of F. L. Smith, G. G. King, R. B. Lambert, Henry Funk, Patterson, E. S. Fawcett, and D. L. Fawcett—Yes;" those des vote against such relief, shall have written or printed upon thei the words, "For the relief of F. L. Smith, G. G. King, R. B. L Henry Funk, Charles Patterson, E. S. Fawcett, and D. L. Fawcet

SECTION 3. That if a majority of two-thirds of all the votes said election shall be in favor of said release, then said trustees an of education of said township shall release said F. L. Smith, G. R. B. Lambert, Henry Funk, Charles Patterson, E. S. Fawcett, an Fawcett, as sureties as aforesaid by suitable resolution.

SECTION 4. This act shall take effect and be in force from a its passage.

ELBERT L. LAMPS
Speaker of the House of Repres
WM. C. LY
President of th

Passed March 8, 1889.

[House Bill No. 963.]

AN ACT

To amend an act entitled "an act to authorize and direct the county commissioners of Hamilton county to improve Woodburn avenue and for other purposes," passed March 15, 1887.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That, whereas, the taxes levied under an act entitled "an act to authorize and direct the county commissioners of Hamilton county to improve Woodburn avenue and for other purposes," passed March 15th, 1887, have been put into the treasury of said county; and whereas, the owners of the property benefited by the improvement of Woodburn avenue are ready to pay into said treasury, as provided in said act, the sum of $25,000, therefor, the said county commissioners and board of control are hereby authorized and directed to proceed and advertise for bids for constructing the said Woodburn avenue from the north corporation line of the city of Cincinnati to Hopkins avenue, and let the contract to the lowest and best bidder, as in said act provided. The commissioners and board of control, under the supervision of the trustees appointed under said act, shall make the best improvement of said avenue possible between the said points, that they can with the fund provided as aforesaid.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 8, 1889.

[Senate Bill No. 475.]

AN ACT

To authorize the trustees of Hubbard township, Trumbull county, Ohio, to levy a tax for the erection of a soldiers' monument.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the trustees of Hubbard township, Trumbull county, Ohio, are hereby authorized to levy a tax on all the taxable property of said township, in the sum of two thousand five hundred dollars, for the purpose of erecting a soldiers' monument in the Hubbard Union cemetery; provided, always, that the question of the erection of a soldiers' monument shall first be submitted to a vote of the qualified electors of Hubbard township, at the spring election of 1889, of which at least ten days' notice shall be given by publication in a newspaper of general circulation in said township; and at such election the ballots shall have written or printed thereon, "Monument tax—Yes;" or, "Monument tax—No." And if a majority of those voting on the proposition vote "yes," than it shall be the duty of said township trustees to make return of said levy to the auditor of said county, to be placed by him on the duplicate of said township and collected as other taxes.

SECTION 2. If, in the opinion of said township trustees, it more equitable so to do, they may levy one-third of said amount n in the first section of this act in 1889, one-third in 1890 and on 1891.

SECTION 3. It shall be the duty of the trustees of Hubbard within thirty days after the due ratification by a majority vote a tion, as provided for in the first section of this act, to appoint a c of five resident electors, who shall serve without compensation, w it shall be to at once select a lot or lots in said cemetery, and practicable select and purchase and have erected thereon a suital ment to the memory of the union soldiers and sailors of Hubb ship, who served in the war of the rebellion, and who died durin and who have since died, or who may hereafter die. Said c shall have the full control of all the money raised under this act

SECTION 4. After the erection and completion of said mon custody and care shall be with the trustees of said union cemete

SECTION 5. This act shall take effect and be in force from its passage.

NOAH H. ALBA
Speaker pro tem. of the House of Repr
WM. C. L
President of

Passed March 11, 1889.

[House Bill No. 884.]

AN ACT

To authorize the commissioners of Clermont county, Ohio, to construct a turnpike road.

SECTION 1. *Be it enacted by the General Assembly of the State of* the commissioners of Clermont county, Ohio, are hereby auth construct the following free turnpike road: commencing at the tion of the so-called Bethel and Felicity turnpike, at a point Philips' corner, in Tate township; thence to follow the line of ro as the Step-stone road, in a south-westerly direction to the inter the said Step-stone road with the road known as the Salt Air Isabel turnpike, near the residence of George W. Merrell, and shall not be less than thirty nor more than sixty feet wide.

SECTION 2. That said commissioners may, if they deem b bonds for the construction of said road; provided, said bonds bear interest at a higher rate than six per cent. per annum, pay annually, and shall not be sold for less than their par value; further, that said bonds may extend to such time as they can be levy of two-tenths of one mill on the dollar, on the tax duplic county.

SECTION 3. That said commissioners shall, before proceedin struct said road, or any part thereof, require and secure from th ested in said improvement, a subscription or donation equal in a

wenty per centum of the cost of said improvement, to aid in the construc-ion of said road.

SECTION 4. That for the purpose of paying said bonds, the county ommissioners are hereby authorized to levy and assess a tax, not exceed-ng two-tenths of one mill on the dollar, annually, on any and all taxable roperty in said county in excess of the taxes now authorized by law.

SECTION 5. That a majority of said board of commissioners shall, at ny regular session, be necessary to agree upon specifications, and order aid improvement, or any part thereof.

SECTION 6. This act shall take effect and be in force from and after its assage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 14, 1889.

[Senate Bill No. 349.]

AN ACT

To allow a certain private road in Union township, Ross county, to be worked as a public road.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the private road leading from a point near Marfield's mill, on the Chillicothe and Frankfort turnpike, north along the berme bank of he Ohio canal to a point opposite the roadway now used by Martin Briggs nd others, and from thence to the mile basin along and on the berme bank f said canal, all in Union and Scioto townships, Ross county, shall e considered a public highway for purposes of road work, and that the oad supervisors of the districts through which it runs, shall cause labor o to be performed thereon as on other roads.

SECTION 2. This act shall take effect from its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 14, 1889.

[House Bill No. 964.]

AN ACT

To authorize the village of Arcadia, Hancock county, Ohio, to borrow money and issue its bonds therefor, for the purpose of buying the natural gas plant in said village now owned by the citizens of said village and vicinity, and for sinking wells for natural gas, if necessary, and purchasing and laying pipes and supplying said village and its citizens thereof with natural gas for public and private use and consumption.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the village of Arcadia, in Hancock county, Ohio, be and it hereby is

authorized to issue its bonds for an amount not exceeding eig sand dollars, for the purpose of buying the natural gas plant no by the citizens of Arcadia and vicinity, and for sinking wells for gas, if necessary, purchasing and laying pipes, and constructing th sary buildings, fixtures and machinery to supply such village citizens thereof with natural gas for public and private use and co tion.

SECTION 2. Before such bonds, or any of them, shall be iss question of issuing the same shall be submitted to a vote of the electors of such village, at a special election, to be held at such tim council of such village shall appoint. The tickets voted shall have or printed thereon the words, "Authority to issue bonds—Y "Authority to issue bonds—No." If the proposition to issue bon proved by a majority of those voting upon the proposition, the villa have authority to issue such bonds for the purpose named as pro this act.

SECTION 3. The council of such village, within ninety days passage of this act, shall publish notice of the submission of such q by posting in at least five public places in said village five notices, ing or printed, giving the time, place and purpose of such elect amount of money to be raised and bonds to be issued therefor, for ten days prior to such election, and such election shall be held i spects, not otherwise herein provided for, as municipal elections required by law to be held in such village.

SECTION 4. Such bonds, when so authorized, shall be issued council of such village in denominations not less than fifty nor m one thousand dollars, payable in such times, not exceeding six yea council shall provide, with interest not exceeding six per cent. per payable semi-annually, principal and interest payable at such pla council may determine. They shall express upon their face the for which and the act under which issued, and shall be signed mayor and countersigned and registered by the clerk of the villag said council is authorized to advertise and sell said bonds acco law, for the purpose of raising money to purchase said gas plant, wells for gas and purchasing and laying gas mains and pipes nec supply the citizens of said village with gas.

SECTION 5. No more of such bonds shall be issued or sold necessary for and required by the actual and necessary cost of pu the present natural gas plant, and sinking wells, if any be require purpose named, the purchase and laying of pipes and other neces penses. They shall be sold, from time to time, as they shall be r and in such amounts as shall be required and made necessary by gress, and for the proper completion of the works; and all proce moneys arising from the sale of such bonds shall be used exclusi and applied to the payment of the plant, or work, labor, mate other expenses as may be necessary for the supply of gas for the aforesaid.

SECTION 6. The plant shall be under the control of the co the village, and all moneys collected or received from the villag citizens thereof, for gas furnished and consumed for public or use, and all net income, revenue, and profits arising therefrom and hereby are pledged and shall be applied to the payment of suc and interest as the same become due; and the council of such v

by authorized to levy a tax, annually, not exceeding three mills, on taxable property within such village, in addition to the tax now, by authorized to be levied, in such amount as will each year be sufficient, the amount collected from consumers, to pay the principal and est then falling due upon such bonds, and provide a sinking fund for gradual extinguishing of such bonds.

SECTION 7. All moneys so applicable to the payment of such bonds, h shall come into the hands of such officers of the village before such s, or any of them become due, shall be used to purchase such bonds, vested under the order of the council as a sinking fund, to be applied e payment of such bonds as they become due.

SECTION 8. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 14, 1889.

[House Bill No. 996.]

AN ACT

rovide for the release of James R. McElroy, Eli Wolfley, John Arnold and J. B. urns, as bondsmen of Josiah Boutwell, a defaulting treasurer of Orange township, Hancock county, Ohio.

WHEREAS, On the 2d day of April, 1888, one Josiah Boutwell, of ge township, Hancock county, Ohio, was elected treasurer of said ship, and on the 7th day of April, 1888, was duly qualified and gave to the acceptance of the trustees of said township, in the sum of ten sand dollars, conditioned according to law with James R. McElroy, Wolfley, John Arnold and J. D. Burns, as bondsmen and sureties on; and

WHEREAS, Said Josiah Boutwell, afterward as such treasurer, duly ed upon the duties of said office and received into his hands divers of money belonging to the school and township funds of said town- amounting to about six thousand dollars, and afterwards, on or before eleventh day of April, 1888, appropriated said money to his own nd left with the same for parts unknown, and has not returned or unted for the same and thereby became and still is a defaulter as to money; and

WHEREAS, Such legal measures have been taken as will result in ring out of the property of said Josiah Boutwell only about twelve dred dollars, and thereby leave said bondsmen liable for the residue id money not secured by said legal proceedings, and the payment of sum will greatly burden and distress said bondsmen; and

WHEREAS, It is satisfactorily shown that there are only about three dred persons in said township legally qualified to vote at township, ty and state elections, and that of that number two hundred and ty-seven, being more than two-thirds of said voters, being fully ad- d in the premises, have signed and presented to this general assembly

a petition requesting said bondsmen to be released from all furth
upon said bond of said Boutwell; and

WHEREAS, It appears that said township is clear of all inc
and that the valuation of the real and personal property therei
tion is seven hundred and seventy-eight thousand dollars and
increasing in value; therefore,

SECTION 1. *Be it enacted by the General Assembly of the St*
That the trustees of said Orange township be and they hereby a
ized and required to release and forever discharge said James R
Eli Wolfley, John Arnold and J. D. Burns, as said bondsmen of
well as such treasurer, from all liability upon said bond for th
of school, township or other funds or money which came into
sion or under his control as such treasurer, and for which he in
ner became liable to account for and pay over as such trea
nothing herein shall be construed as a release of the continue
liability of said Josiah Boutwell upon his said bond.

SECTION 2. This act shall take effect and be in force from
its passage.

ELBERT L. LAM
Speaker of the House of Rep
WM. C. I
President of

Passed March 14, 1889.

[House Bill No. 1003.]

AN ACT

For the relief of Martha Carver.

WHEREAS, Erwin F. Carver, late of Lucas county, Ohio, d
year A. D. 1886, intestate and childless, leaving a wife, Mary C
having an insurance policy on his life of two thousand dollars
said Mary, which sum was duly paid to her; and

WHEREAS, The said Martha Carver, a sister of the said E
for a period of about fifteen years lived with the said Erwin and
assisting largely in all household work and in the care of said
there had always in said family existed an understanding tha
death of said Erwin and Mary any property left by them, o
them, should pass to the said Martha; and after the death of s
the said Mary, who survived him about ten months, from ti
expressed her intention of making a will in favor of said Mart
suance of said understanding, but delayed it from day to day,
denly she was stricken down insensible and died in a few hour
having said two thousand dollars still in her possession. It is
that she left any heirs, and under section four thousand one hu
sixty-three of the Revised Statutes of Ohio, it is thought that s
will pass to, and vest in, the state of Ohio, when in justice, and
to the intention of the parties aforesaid, they should pass to sa
Therefore, for the purpose of carrying out such intentions,

SECTION 1. *Be it enacted by the General Assembly of the St*

the state of Ohio does hereby release and grant to said Martha Carll right said state may have, or of right claim under said statutes to sum of two thousand dollars.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 14, 1889.

[House Bill No. 1012.]

AN ACT

thorize the village council of the incorporated village of Wauseon, Fulton county, hio, to borrow money and to levy a tax for the purpose of erecting an additional uitable building, and for defraying other necessary expenses in establishing and ondncting the northwestern normal and collegiate institute.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* the village council of the incorporated village of Wauseon, Fulton ty, be and they are hereby authorized to borrow any sum of money, xceeding six thousand dollars, for the purpose of building a boarding for the northwestern normal and collegiate institute, and are further orized to levy each year, if deemed necessary, a tax in addition thereot to exceed one mill per dollar on the taxable property of said vil- to pay for necessary repairs of the buildings of said school, and the ental expenses thereof.

SECTION 2. That for the purpose aforesaid, the said village council is by authorized to cause to be issued the bonds of said incorporated ge, not exceeding six thousand dollars in amount, in denominations ot less than one hundred dollars or more than one thousand dollars bearing interest at a rate not exceeding six per cent. per annum, payable annually; and the principal of said bonds to be payat such time or times, not exceeding ten years from the date thereof, id council may, in its discretion, determine. Said bonds shall be d by the mayor and clerk of said village, and may, in the discretion id council, have interest coupons attached; provided, that none of bonds shall be sold or otherwise disposed of at less than their par e.

SECTION 3. The money arising from the sale of said bonds, issued as said, shall be under the control of the council of said village, and be used for the purpose of erecting a boarding hall for said northern normal and collegiate institute, and for defraying other necessary ding and furnishing expenses of said institute, and all moneys arising irtue of any levy made to meet incidental expenses, and to pay for ssary repairs as mentioned in section one of this act, shall be under control of the board of trustees of said northwestern normal and colte institute.

SECTION 4. The title to and ownership of said boarding hall, and furniture, and of the proceeds of all said moneys raised and expended

by authority of the provisions of this act shall be and forever r
said incorporated village of Wauseon, as provided in section ei
act passed March 8th, 1887, by the sixty-seventh general assembl
entitled "an act authorizing the council of incorporated villag
state to issue bonds to purchase a suitable site for normal school
to erect and furnish said buildings, and to levy a tax to pay the

SECTION 5. This act shall take effect from and after its pass

ELBERT L. LAMP
Speaker of the House of Repr
WM. C. L
President of t

Passed March 14, 1889.

[House Bill No. 1032.]

AN ACT

To authorize the village of Quincy, Logan county, Ohio, to borrow money and
therefor, for the purpose of sinking additional wells for natural gas, and f
ing and laying pipes, and supplying said village and the citizens thereof w
gas for public and private use and consumption.

SECTION 1. *Be it enacted by the General Assembly of the Stat*
That the village of Quincy, in Logan county, Ohio, be and it
authorized to issue its bonds, for an amount not exceeding fifteen
dollars, for the purpose of sinking said well for natural gas, p
and laying pipes and constructing the necessary buildings, fix
machinery, to supply such village and the citizens thereof wit
gas, for the public and private use and consumption.

SECTION 2. Before such bonds or any of them shall be is
question of issuing the same shall be submitted to a vote of the
electors of such village, at a special election, to be held at such ti
council of such village shall appoint. The tickets voted shall ha
thereon the words, "Authority to issue bonds—Yes;" or, "Au
issue bonds—No." If the proposition to issue bonds be appro
majority of those voting upon the proposition, the village s
authority to issue such bonds for the purpose named, as provid
act.

SECTION 3. The council of such village, within ninety day
passage of this act, shall publish notice of the submission of such
in one newspaper of general circulation in said village, and by
least five written or printed notices of the time and place of such
at least ten days prior to such election, and such election shall
all respects, not otherwise herein provided, as municipal election
required by law to be held in such village.

SECTION 4. Such bonds, when so authorized, shall be issu
council of such village, in denominations not less than one hu
more than five hundred dollars, payable in such times, not
twenty years, as the council shall provide, with interest not exc
per cent. per annum, payable semi-annually, principal and int
able at such place as the council may determime. They sha

their face the purpose for which and the act under which issued, and be signed by the mayor and countersigned and registered by the of the village, and shall not be sold for less than their face value.

ECTION 5. No more of such bonds shall be issued or sold than is sary for and required by the actual cost and expense of sinking such the purchasing and laying of pipes, and other necessary expenses; shall be sold, from time to time, as the work progresses, and in such nts as shall be required and made necessary by the progress and for roper completion of the works; and all proceeds and moneys arising such bonds shall be used exclusively for and applied to the payment work, labor, material and other expenses necessary for the supply of r the purposes aforesaid.

ECTION 6. All moneys collected or received by the trustees of gas s of said village, or other persons authorized by said village to collect eceive the same, from the village or citizens thereof, for gas furnished sed for public or private use, and all net income, revenue and profits g therefrom shall be pledged and applied to the payment of such s and interest, and the council of such village is hereby authorized to a tax, annually, not exceeding one and one-half mills on the dollar, e taxable property within said village, in addition to the tax now, by uthorized to be levied, in such amount as will each year be sufficient v the principal and interest then falling due upon such bonds, and de a sinking fund for the gradual extinguishment of such bonds.

ECTION 7. All moneys so applicable to the payment of such bonds, shall come into the hands of such board of trustees, or other person rized to receive the same, before such bonds or any of them become hall be used to purchase such bonds, or invested under the order of ouncil as a sinking fund, to be applied to the payment of such bonds ey may become due.

ECTION 8. This act shall take effect and be in force on and after its ge.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

assed March 14, 1889.

[House Bill No. 1059.]

AN ACT

horize the village council of Harrison, Hamilton county, Ohio, to transfer certain funds.

ECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That ouncil of the village of Harrison, Hamilton county, Ohio, be and is by authorized to transfer the sum of six hundred ($600.00) dollars, the general fund to the street lighting fund.

ECTION 2. This act shall take effect from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 14, 1889.

[House Bill No. 1069.]

AN ACT

To authorize the village of Bryan, Williams county, Ohio, to transfer

SECTION 1. *Be it enacted by the General Assembly of the State of* the council of the village of Bryan, Williams county, Ohio, b hereby authorized to permanently transfer, from the police fu hundred dollars, to the general or corporation fund of said villa

SECTION 2. This act shall take effect and be in force from its passage.

ELBERT L. LAMI
Speaker of the House of Repr
WM. C. L
President of

Passed March 14, 1889.

[House Bill No. 1074.]

AN ACT

Authorizing the commissioners of Miami county to make appropriation to tural society.

SECTION 1. *Be it enacted by the General Assembly of the Sta* That the commissioners of Miami county, Ohio, be and are hereb ized to make an appropriation of a sum, not to exceed two ($2,000) dollars out of any money in the treasury of said county the same to the Miami county agricultural society, to aid and society in the purchasing of additional grounds to that already and occupied by them; should there be no funds in said treasur be so appropriated, then said county commissioners are hereby a empowered and required to issue and sell the bonds of said cou amount of said sum of two thousand dollars ($2,000), if necessary at any time not longer than ten (10) years from their date, an denominations as they deem best and proper, and bearing no great than six per cent. per annum, and to be sold for not less than value; and out of the proceeds of the sale of said bonds, should it sary so to do, said county commissioners shall pay said su thousand dollars ($2,000) to said agricultural society; provi before said appropriation be so made, or bonds issued therefor, a tax for said purpose, the question of doing the same shall fir mitted to a vote of the qualified electors of said county of Mia regular spring election of 1889, of which notice shall be given by missioners, at least ten days before said election, by publicatio newspapers of different politics, published and of general circulat county, and by posting a written or printed notice at or near t place in each voting precinct therein; and at such election th shall have written or printed thereon the words, "Purchase of g Yes;" or, "Purchase of grounds—No." And if a majority of tho on the proposition vote "yes," then it shall be the duty of sai commissioners to make said appropriation, if there be sufficient the treasury not otherwise consumed, and if not, they shall issue t

county, as above provided, and levy a tax on all the taxable prop- the county to pay the same and interest, which tax shall be by the r placed on the tax duplicate of said county, and be collected as axes.

ECTION 2. This act shall take effect and be in force from and after sage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

ssed March 14, 1889.

[House Bill No. 1091.]

AN ACT

orize the trustees of the M. E. Church of Perkins township, Erie county, Ohio, to nsfer lands used for cemetery purposes to the township trustees of Perkins town- p, Erie county, Ohio.

ECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* he trustees of the M. E. Church of Perkins township, Erie county, are hereby authorized to transfer lands used for cemetery purposes township trustees of Perkins township, Erie county, Ohio, for ceme- urposes.

ECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

ssed March 14, 1889.

[House Bill No. 1100.]

AN ACT

orize the council of the village of New Carlisle, Clarke county, Ohio, to transfer funds.

ECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* he council of the village of New Carlisle, Clarke county, be and they reby authorized to transfer the sum of four hundred dollars ($400) he police fund to the street fund of said village.

ECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

ssed March 14, 1889.

[House Bill No. 1102.]

AN ACT

To authorize the township trustees of Lafayette township, Coshocton coun appropriate certain money to be expended in the construction of a tow and to place other money to the credit of the road fund.

SECTION 1. *Be it enacted by the General Assembly of the Sta* That the trustees of Lafayette township, Coshocton county, hereby authorized to appropriate the sum of two thousand ($2 lars out of the money received from the sale of certain P. C. & St stocks, and expend the amount so appropriated in the constru township house for the use of said township, and to place the the money received from the sale of said stock to the credit o fund of the township.

SECTION 2. This act to take effect on its passage.

ELBERT L. LAMI
Speaker of the House of Repr
WM. C. L
President of

Passed March 14, 1889.

[House Bill No. 1128.]

AN ACT

To authorize the village of Uhrichsville, Tuscarawas county, Ohio, to borrow issue bonds therefor, to be used in purchasing fire supplies, improving sewers, repairing and constructing sidewalks, and building town hall.

SECTION 1. *Be it enacted by the General Assembly of the Sta* That the council of the incorporated village of Uhrichsville, in t of Tuscarawas and state of Ohio, be and hereby is authorized money, not exceeding twenty thousand dollars, for the purpo chasing necessary fire supplies, improving streets, building town improving and constructing sidewalks and sewers in said villa the council of said village is empowered to issue bonds of the sa for the money so borrowed, in such denominations, and payab times as it shall determine, bearing interest at a rate not exce per cent. per annum, payable semi-annually, provided said bo not be sold for less than their par value.

SECTION 2. The said bonds shall not be issued by said cou the question shall have been first submitted to a vote of the qual tors of said village, at a general or special election, of which at days' notice shall be given by publication in some news general circulation in said village; and at said election all those to vote in favor of issuing said bonds shall have written or p their ballots the words, "Fire and improvement bonds—Yes; those desiring to vote against said issuing of bonds shall have printed on their ballots the words, "Fire and improvement bo And if a majority of said votes cast at such election be in fa issuing of such bonds, then said council may proced as authoriz

n one of this act, and not otherwise, and said council, upon issuing said nds under the authority aforesaid, shall be and are hereby authorized d empowered to levy such amount of tax on the taxable property of d village, in addition to other taxes authorized by law, as may be neces- y to pay the interest and principal of said bonds as the same shall ome due, which shall be levied and collected as other taxes.

SECTION 3. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 14, 1889.

[House Bill No. 1133.]

AN ACT

authorize the township trustees of Madison township, Richland county, Ohio, to levy a tax for the purpose of completing the soldiers' and sailors' memorial library building, in accordance with the original design.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* at the township trustees of Madison township, Richland county, Ohio, all be and are hereby authorized and required to issue the bonds of said wnship, in such amount as may, from time to time, be required by the ustees of the soldiers' and sailors' memorial library building, not to exceed the aggregate the sum of twenty-five thousand dollars, payable in such rtions during the twenty years next succeeding the issue thereof, that eir payments may be met by the receipts of taxes. Said bonds shall be gned by said township trustees and attested by their clerk, who shall ep a record thereof, and shall be of denominations of not less than one ndred dollars, and shall bear interest at a rate not to exceed six per nt. per annum, payable semi-annually; the interest and principal, hen due, shall be payable at the office of the county treasurer of said unty; provided, that no fees of any kind shall be paid the persons who rform any official services required by this act.

SECTION 2. And for the redemption of said bonds said township ustees are hereby authorized and required to levy a tax each and every ar, in addition to all other taxes authorized by law, for twenty years, mmencing with the year of the issue thereof, on all taxable property of id township, including the city of Mansfield, not to exceed one mill each ar.

SECTION 3. The said trustees of Madison township shall forthwith eliver to the said trustees of the soldiers' and sailors' memorial library uilding the bonds so issued as aforesaid, who are hereby fully empowered nd authorized to sell the same, but in no case for less than their par value, nd with the proceeds of the sale, to complete and prepare said building, uitable for the use and purposes for which the same was originally esigned.

SECTION 4. This act shall take effect and be in force from passage.

ELBERT L. LAM
Speaker of the House of Re
WM. C.
President o

Passed March 14, 1889.

[House Bill No. 1155.]

AN ACT

To authorize the school board of Winchester separate school district, A to levy an additional tax for the maintenance of schools therei

SECTION 1. *Be it enacted by the General Assembly of the S* That the board of education of Winchester separate school dist it is hereby authorized to levy upon the taxable property of s in addition to the amount now authorized by law, three mills lar in each of the years 1889, 1890 and 1891, for the maintenanc therein; provided, however, that said board of education sha mit the question of said additional tax to the qualified voters trict, at a general or special election, giving ten days' notice t those in favor of said tax shall have on their ballots, "School and those opposed "School tax—No." If a majority of thos said election shall be found in favor of said tax, but not othe said levies may be made, tax collected and distributed, as are

SECTION 2. This act shall take effect from and after its pa

ELBERT L. LAM
Speaker of the House of Re
WM. C.
President o

Passed March 14, 1889.

[Senate Bill No. 524.]

AN ACT

To divide Reading precinct, Hamilton county, into three election pr

SECTION 1. *Be it enacted by the General Assembly of the St* That the Reading election precinct, in Sycamore township, county, Ohio, be and the same is divided into three election p follows: All that part of said precinct lying west of Mill cree precinct, called Lockland precinct; all that part of said pre east of Mill creek and North of Benson street, in Reading, an the Amity road to be one precinct, called North Reading pre all that part of said precinct lying east of Mill creek, south

reet in Reading, and south of the Amity road to be one precinct, called outh Reading precinct.

SECTION 2. This act to take effect and be in force from and after pril 1st, 1889.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 15, 1889.

[House Bill No. 1066.]

AN ACT

o authorize the commissioners of Paulding county to issue bonds and build a bridge.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* hat the commissioners of Paulding county, Ohio, are hereby authorized issue the bonds of said Paulding county to the total amount not to xceed sixteen thousand ($16,000) dollars, for the purpose of construct- g a bridge across the Maumee river in said county where the section ne between sections seventeen (17) and eighteen (18), in township num- er three (3), north of range number two (2), east in said county, crosses e said Maumee river.

SECTION 2. The said bonds shall be made due and payable in not to xceed twenty years from their date of issue shall, bear a rate of interest ot to exceed six (6) per cent. per annum, and shall be issued and sold cording to law.

SECTION 3. This act shall take effect and be in force from and after its assage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 15, 1889.

[House Bill No. 1072.]

AN ACT

uthorizing the city council of the city of Massillon, Ohio, to issue and sell bonds for sewer purposes.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* hat the city council of the city of Massillon, Ohio, be and it is hereby uthorized to issue and sell bonds of said city in the sum of fifteen thou- nd dollars, bearing interest not exceeding six per centum, payable semi- nnually, and of denominations not less than five hundred dollars each, ade payable at such times as said council may, by resolution, prescribe,

but not more than twelve years from date. Said bonds shal
by the mayor and city clerk of said city. Said bonds shall no
less than par and the proceeds therefrom shall be used for the
constructing main and trunk sewers between such points
such lines as the council may direct, and procuring the r
therefor; and for the purpose of purchasing such land and pro
apparatus as in the opinion of city council may be necessary
posal of sewage by chemical precipitation or such other plan
council may adopt.

SECTION 2. If there be any balance from the proceeds o
said bonds over and above what is necessary for the purposes
section one of this act, the same shall be paid over into the se
said city, and shall be used for such sewer purposes as the c
from time to time direct.

SECTION 3. For the purpose of paying said bonds and
thereon, as they may become due, the city council of said cit
authorized to levy a tax not exceeding one mill per annum u
taxable property, both real and personal, of said city, in add
amount otherwise allowed by law, to be collected as other tax
money so collected shall be used for payment of said bonds ar
est thereon, and shall not be used for any other purpose.

SECTION 4. This act shall take effect and be in force fro
its passage.

ELBERT L. LAM
Speaker of the House of Re
WM. C.
President o

Passed March 15, 1889.

[House Bill No. 1075.]

AN ACT

To authorize the council of the incorporated village of Albany, in Ath
borrow money for the erection of a town hall and village pris

SECTION 1. *Be it enacted by the General Assembly of the S*
That the council of the incorporated village of Albany, in Atl
is hereby authorized to borrow not to exceed six hundred d
used in the erection of a town hall and prison; said co
issue bonds of said village bearing interest not to exceed six
per annum, payable semi-annually, which bonds shall not be
than their par value; said principal and interest to be paid a
and at such times, not to exceed ten years from the date the
be deemed best by such council; the clerk of said village s
record of the same, and it shall be the duty of such council
ficient tax to pay the interest on said bonds and the principa
the same shall become payable, and such council shall hav
said funds and expend the same for the purposes mentioned.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAM
Speaker of the House of R
WM. C.
President

Passed March 15, 1889.

[House Bill No. 1104.]

AN ACT

uthorize the incorporated village of Brooklyn, county of Cuyahoga, to borrow money and issue bonds for the purpose of purchasing a site and erecting a school house thereon.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* t the board of education of the incorporated village of Brooklyn, in the nty of Cuyahoga, Ohio, be and is hereby authorized to borrow any n not to exceed twenty-five thousand dollars ($25,000.00), for the pur- e of purchasing a site and erecting a school building thereon, as said rd may direct.

SECTION 2. That for the purpose aforesaid, the said board of education hereby authorized to issue bonds not exceeding twenty-five thousand lars ($25,000.00), to be signed by the president and attested by the clerk aid board, in sums not less than one hundred dollars ($100.00) and not re than one thousand dollars ($1,000.00) each, bearing interest at a rate to exceed six per cent. per annum, payable semi-annually, said bonds e payable at such time or times, not exceeding (25) twenty-five years n the respective dates thereof, as may be determined by said board of cation. Said bonds shall not be sold for less than their par value, and l bonds shall have interest coupons attached.

SECTION 3. Said board of education shall annually thereafter cause the essary tax to [be] levied on the taxable property in said village to pay interest on said bonds and to pay the principal thereof as the same ll become due.

SECTION 4. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 15, 1889.

[House Bill No. 1275.]

AN ACT

amend an act entitled "an act for the relief of F. L. Smith, G. G. King, R. B. Lambert, Henry Funk, Charles Patterson, E. S. Fawcett and D. L. Fawcett, as sureties for A. S. Fawcett, treasurer of Marion township, Morgan county, Ohio," passed March 8, 1889.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* iat the above recited act be so amended as to read as follows:

Sec. 1. That the township trustees of Marion township, in the county Morgan, after having first ascertained the full amount of the loss of ublic funds belonging to said township, by reason of the defalcation of

A. L. Fawcett, treasurer of Marion township, Morgan county, C
hereby authorized to submit to the qualified electors of said tow
the annual election to be held on the first Monday in April, in
1889, ten days' notice of which shall be given before the day of
tion, by written or printed posters, in at least ten public places
township, the question of releasing F. L. Smith, G. G. King, R. B. L
Henry Funk, Charles Patterson, E. S. Fawcett and D. L. Fawcett
ties of A. L. Fawcett, on his official bond for said township.

Sec. 2. That the voters of said township, desiring to vote
relief shall have written or printed on their ballots the words, "
relief of F. L. Smith, G. G. King, R. B. Lambert, Henry Funk,
Patterson, E. S. Fawcett and D. L. Fawcett—Yes;" those desiring
against such relief shall have written or printed upon their ba
words, "For the relief of F. L. Smith, G. G. King, R. B. Lamber
Funk, Charles Patterson, E. S. Fawcett and D. L. Fawcett—No."

Sec. 3. That if a majority of all the votes cast at said electi
be in favor of said release, then said trustees and board of educ
said township shall release said F. L. Smith, G. G. King, R. B. L
Henry Funk, Charles Patterson, E. S. Fawcett and D. L. Fawcett,
ties as aforesaid, by suitable resolution.

SECTION 2. That the above recited act, passed March 8, 1889
the same is hereby repealed; and this act shall take effect and be
on its passage.

ELBERT L. LAMPS
Speaker of the House of Repres
WM. C. LY
President of th

Passed March 15, 1889.

[Senate Bill No. 173.]

AN ACT

For the relief of the Little Miami Elevator Company.

WHEREAS, By a certain deed dated June 26, 1869, the state
by Philip V. Herzing, acting commissioner of the board of publi
assumed and attempted to convey to the Little Miami Elevator C
a corporation organized under the laws of Ohio, water-power for p
six run of millstones, as described in the lease from the state of
Clark Williams, dated March 26, 1836, said power to be drawn f
level of the Miami and Erie canal next above lock number eigh
city of Cincinnati, in consideration of the sum of six thousand
which was duly paid in full at the time by the said Little Miami
Company; and

WHEREAS, The said elevator company has never been perm
enter upon and use said power, but its right thereto has been de
resisted by the city of Cincinnati, by force and virtue of the pri
of the state of Ohio to said city of Cincinnati, made by the ac
general assembly, passed March 24, 1863 (60 O. L., 44), entitled

authorize the city of Cincinnati to enter upon and occupy a part of the iami and Erie canal as a public highway for sewerage purposes;" and

WHEREAS, In a suit brought by said elevator company to establish d maintain its title under said deed of the state against the city of Cinnati, the supreme court commission in November, 1877, decided that e state of Ohio had no right and authority to make such grant and deed oresaid, and had no title to said property, and that said elevator comny acquired no title to said property by said deed from the state of io; therefore,

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* at the Little Miami Elevator Company be, and it is hereby authorized bring an action in the court of common pleas of Franklin county, Ohio, ainst the state of Ohio, for the recovery of the money, so as aforesaid paid the said the Little Miami Elevator Company to the state of Ohio, for id water power, which, when it is determined, shall be a bar to any and further claims therefor.

SECTION 2. Summons shall not be issued by the clerk in said action, til there has been executed in his office, by sufficient surety of the Little iami Elevator Company, to be approved by the clerk, an undertaking the sum of five hundred dollars, to the effect that the Little Miami evator Company, shall be bound for the payment of all costs which may adjudged against it in the court in which the action is brought, or in y other court to which it may be carried, and for the payment of all e costs and expenses of the state of Ohio in defending said action, if dgment be rendered against the Little Miami Elevator Company ereon.

SECTION 3. Said action shall be prosecuted to final judgment as in vil actions between private persons, except as otherwise provided herein; d said cause shall be taken up and disposed of in advance of its order the docket as provided for certain cases in section 440, Revised Statutes Ohio. Summons, together with a copy of the petition, shall be served on the attorney-general, and the service of all process, orders and notices on the state, which may become necessary in the prosecution of said tion, shall be complete if made upon the attorney-general, who is hereby thorized and required on behalf of the state to defend said action, but ithout regard to the statute of limitations, and all acts in the premises one by him shall be binding against the state.

SECTION 4. This act to take effect and be in force from and after s passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 15, 1889.

[House Bill No. 926.]

AN ACT

To authorize the council of the incorporated village of Wilmington, Clinton county, Ohio, to pass an ordinance providing for the payment of an additional compensation to W. R. Babb, late marshal of said village.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the council of the incorporated village of Wilmington, Clinton

county, Ohio, is hereby authorized and empowered to pass an
providing for the payment of an additional compensation to W.
marshal of said village from April, 1884, to April, 1888; said
compensation for all or any part of said time as said council
proper, but not to exceed $200 per annum in addition to wh
already received.

SECTION 2. This act shall take effect and be in force from
its passage.

ELBERT L. LAMP
Speaker of the House of Repr
WM. C. L
President of

Passed March 15, 1889.

[House Bill No. 1161.]

AN ACT

To authorize the trustees of Johnson township, Champaign county, to issu
build a township house in Millerstown precint of said township.

SECTION 1. *Be it enacted by the General Assembly of the State of*
the trustees of Johnson township, Champaign county, be and
hereby authorized to issue bonds of said township, not exce
thousand ($1,000) dollars, for the purpose of building a townsh
in the Millerstown precinct of said township; said bonds to be
denominations of one hundred ($100) dollars each, to bear inte
rate of six per cent. per annum, payable semi-annually, on the t
of March and September in each year, and to run not to exceed f
and shall be disposed of as provided by law; provided, that the q
building said township house shall be submitted to a vote of th
of said township, at the next regular election after the passage o
at least ten days' notice of the submission of said question shall
by notice posted in three public places in said township, said
be signed by the township clerk. Those who are in favor of sa
sition shall have written or printed on their ballots the words, "
ship house—Yes;" and those opposed—"No." If a majority
voting on said proposition shall vote in its favor, then the trus
proceed to have said township house built at said place, and
bonds as provided in section one of this act.

SECTION 2. That for the purpose of paying said bonds and
said trustees are bereby athorized to levy a tax each year, not
four years, to be collected as other taxes.

SECTION 3. This act shall take effect and be in force from
its passage.

ELBERT L. LAMP
Speaker of the House of Repr
WM. C. L
President of

Passed March 15, 1889.

[House Bill No. 1191.]

AN ACT

ıpplementary to an act entitled "an act to authorize the board of county commissioners of the county of Williams to issue bonds and to either repair, enlarge and improve the present court house, or to build a new court house in said county," passed March 24, 1888.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* hat for the purpose of raising money wherewith to pay the expense of ıe erection, construction and completion of the court house at Bryan, as ontracted for by the county commissioners of Williams county, in purıance of the act to which this is supplementary, the said county comissioners shall have the power, and are hereby authorized, in addition their ordinary powers, and the powers conferred by said act, to which ıis is supplementary, to issue the bonds of said Williams county for any nount not exceeding sixty thousand dollars, which bonds may be made ıyable at any time or times not exceeding eighteen years from the date issue thereof, and draw such rate of interest as the said commissioners ay deem proper, not exceeding six per centum per annum, payable mi-annually. Said bonds may be issued at such time or times, and in ch amount or amounts, as the progress of the work or the convenience the said commissioners may require; shall state the authority under hich and the purpose for which they are issued; shall be payable to earer at such place as the commissioners shall therein designate; and all not be sold or negotiated for less than par, and their proceeds shall ot be applied to any other purpose than the payment of the expense of e said improvement, or of the interest or principal of bonds issued or be issued in the raising of money for said improvement.

SECTION 2. That for the purpose of paying the interest on said bonds, ıd the principal of the same, as they become due, the commissioners of id county shall annually levy a sufficient tax upon all of the taxable roperty in said county in addition to the taxes otherwise authorized by w to be levied thereon.

SECTION 3. This act shall take effect from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 15, 1889.

[Senate Bill No. 422.]

AN ACT

authorize the trustees of Granville township, Licking county, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* hat the trustess of Granville township, Licking county, be and they are ereby authorized to transfer the sum of five hundred ($500.00) dollars om the township road fund to the township general fund.

SECTION 2. This act shall take effect and be in force from its passage.

NOAH H. ALBA
Speaker pro tem. of the House of Repr
WM. C. L
President of

Passed March 18, 1889.

[House Bill No. 962.]

AN ACT

To change the name of Clark Boice.

SECTION 1. *Be it enacted by the General Assembly of the Stat* That the name of Clark Boice, a resident of Gallia county, Ohi the same is hereby changed to Clark Boatman.

SECTION 2. That said change of name shall in no way rights, privileges and liabilities of said person.

SECTION 3. This act shall take effect and be in force from its passage.

NOAH H. ALBA
Speaker pro tem. of the House of Repr
WM. C. L
President of

Passed March 18, 1889.

[Senate Bill No. 453.]

AN ACT

To supplement an act entitled "an act to amend sections 1 and 4 of an act, pa 28, 1862, entitled 'an act to authorize the city of Cleveland to fund certa stocks,'" as amended January 19, 1882, as amended April 16, 1888.

SECTION 1. *Be it enacted by the General Assembly of the Stat* That the following be enacted supplementary to the [act] abov with sectional numbering as follows:

Sec. 1*a*. The sinking fund commissioners of the city of Cle and they are hereby authorized and directed to appropriate, in ad the sum of $85,000, authorized by the act to which this is supple to be paid for the cost and expense of rebuilding any bridge navigable stream, the further sum of $8,000, should such sum be for the purpose of rebuilding, in said city, the "Willow street b called.

ECTION 2. This act shall take effect and be in force from and after ssage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

assed March 18, 1889.

[House Bill No. 973.]

AN ACT

o divide Palmer township, Putnam county, Ohio, into two election precincts.

ECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* Palmer township, in Putnam county, Ohio, be and is hereby divided wo (2) election precincts, by a line commencing at the west boundary f said township, and running east on the section line, between sec- eighteen (18) and nineteen (19), seventeen (17) and twenty (20), six- (16) and twenty-one (21), fifteen (15) and twenty-two (22), fourteen nd twenty-three (23), and thirteen (13) and twenty-four (24) to the oundary line of said township. All of said township lying north of ine to be known as the north precinct, and that lying south of said s the south precinct.

ECTION 2. This act to take effect and be in force from and after ssage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

assed March 18, 1889.

[House Bill No. 1039.]

AN ACT

horize the township treasurer of Wilkesville township, Vinton county, Ohio, to equalize and distribute certain school funds.

ECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* the township treasurer of said Wilkesville township is hereby au- ed, under the directions of the board of education of said township, ualize and distribute the surplus school funds now in his hands to ifferent sub-districts in said township.

ECTION 2. This act shall take effect on its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

assed March 18, 1889.

[House Bill No. 1103.]

AN ACT

To authorize the city council of the city of Galion, Crawford county, to b and issue bonds therefor, for the purpose of procuring territory and sinking wells for natural gas, purchasing and laying pipes and supply with natural gas for public and private use and consumption.

SECTION 1. *Be it enacted by the General Assembly of the St* That the city council of the city of Galion, Crawford county, O they are hereby authorized to issue the bonds of said city for not exceeding ten thousand dollars, bearing interest at a rate no six per cent. per annum, payable semi-annually, for the purpose ing territory, right of way, sinking wells for natural gas for private use and consumption; provided, that no bonds shall b tax levied under the provisions of this act until the question said bonds shall have been submitted to the qualified electors o at an election to be held at such time after the passage of thi said city council shall determine, and ten days' notice of such el submission shall be given by the mayor of said city, in one or papers published in said city, stating the amount of bonds to the purpose for which they are to be issued, and the time a holding said election, and if a majority of the electors voting a tion upon the question of issuing said bonds, vote in favor th the said bonds must be issued and the said tax be levied.

SECTION 2. Those voting in favor of the said proposition written or printed on their ballots the words, "For the issue Yes;" and those voting against the same, "For the issue of b

SECTION 3. The principal of said bonds shall be payab places and at such times, not exceeding ten years from the da as the said city council may determine by ordinance, and the said are hereby authorized to levy a tax upon all taxable property of Galion to pay said bonds and the interest thereon, but suc not exceed two mills on the dollar in any one year.

SECTION 4. Said bonds shall be issued in such sums as th council shall determine, and shall be signed by the mayor an signed by the clerk of said city, and the clerk shall make a re number, date and amount of each bond, and they shall not be s than their par value.

SECTION 5. This act shall take effect and be in force on its passage.

NOAH H. ALBA
Speaker pro tem. of the House of Rep

WM. C. I
President o

Passed March 18, 1889.

[House Bill No. 1181.]

AN ACT

To authorize the council of the village of Frazeysburg, Muskingum county, to levy a tax and issue bonds to raise money to grade, curb, lay gutters and to improve streets.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the council of the incorporated village of Frazeysburg be and the same is hereby authorized to grade, curb, lay gutters and to otherwise improve the streets of said village, and to raise money for these purposes, not exceeding three thousand dollars, in the manner hereinafter specified.

SECTION 2. That the council of said village is hereby authorized to issue bonds, not exceeding in amount the sum of three thousand ($3,000) dollars, for said purposes. Said bonds shall be signed by the mayor and clerk of said village, and may be issued in denominations of not less than fifty dollars nor more than five hundred dollars each, and shall be due and payable at such places and at such times, not exceeding ten years after date of issue, as the council of said village may, by ordinance, determine, and shall bear interest at a rate not exceeding six per centum per annum, payable semi-annually; provided, that none of said bonds shall be sold or otherwise disposed of for less than their par value, with accrued interest to the date of sale or disposition.

SECTION 3. That for the payment of said bonds and the interest thereon, as the same shall become due, the council of said village is hereby authorized and required to levy a tax upon all the taxable property within the corporate limits of said village, in addition to the taxes otherwise authorized by law, in such annual assessments as will each year be sufficient to pay the principal and interest falling due upon said bonds. Said taxes to be levied in the manner prescribed by law for the levy and collection of taxes.

SECTION 4. That this act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 18, 1889.

[House Bill No. 1202.]

AN ACT

To authorize the village of Quincy, Logan county, to lease or sell gas well and fixtures.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the council of the incorporated village of Quincy, in Logan county, Ohio, are hereby authorized to lease or sell the natural gas well, pipes, lines, fixtures, &c., belonging to said village, but in no case shall they be sold for less than an amount sufficient to pay off the bonds and interest sold by said village to make said well, buy pipes, fixtures, &c., and other neces-

sary expenses in constructing said well, as they shall become d
interest as it accrues thereon.

SECTION 2. Before any disposition of said well and pipes
shall be by said council made, the question shall be submitted to
legal voters of the village at any general or special election, a
ten days' notice of the submission of said question shall be give
posted at five of the most public places in said village. The l
voted at said election shall have written or printed upon ther
"Sale of gas well—Yes;" "Lease of gas well—Yes;" "Sale o
No;" "Lease of gas well—No;" and if a majority of those
said proposition shall have upon their ballots, "Sale of gas
or, "Lease of gas well—Yes," then said council shall be em
sell, or lease, as the majority of the voters at said election m
votes determine.

SECTION 3. This act shall take effect on and after its pas

NOAH H. ALB
Speaker pro tem. of the House of Re
WM. C.
President

Passed March 18, 1889.

[House Bill No. 1221.]

AN ACT

To authorize the trustees of Lenox township, Ashtabula county, to levy
money with which to erect a soldiers' monument in said townsl

SECTION 1. *Be it enacted by the General Assembly of the S*
That the township trustees of the township of Lenox, in th
Ashtabula, and state of Ohio, are authorized to levy a tax of
the dollar of valuation of all the taxable property of said to
year for three years after the passage of this act, in addition to
authorized by law, for the purpose of raising money, to be e
said trustees in the erection of a soldiers' monument, to be loca
lot at or near the center of said township of Lenox.

SECTION 2. The question of levying said tax shall be su
a vote of the qualified electors of said township, at the regular
tion, to be held on the first Monday of April, A. D. 1889, at the
of holding elections in said township, of which at least ten
shall be given by posting notices in not less than five conspi
in said township, and at such election the ballots to be voted
written or printed, or partly written and partly printed thereon
"Tax for soldiers' monument—Yes;" or, "Tax for soldiers'
—No;" and if a majority of those voting at said election shall v
of said proposition to levy said tax, then it shall be the duty of
of said township to make such levy and certify the same to th
said county, to be placed by him upon the tax duplicate for
ship, and collected by the treasurer of said county as other ta
lected, and paid over to the treasurer of said township, to be e
said trustees in building and erecting the same, at a cost not
the amount of money raised by said levy. Said trustees are au

ke such contracts and do such things as may be necessary to carry out purposes of this act.

SECTION 3. This act shall take effect and be in force on and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 18, 1889.

[House Bill No. 329.]

AN ACT

uthorize the commissioners of Franklin county to construct a bridge across the Olentangy river, at the foot of Goodale street, in the city of Columbus, and to issue bonds therefor.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* t the board of commissioners of Franklin county be and they hereby authorized to construct a bridge across the Olentangy river, at foot of Goodale street, in the city of Columbus; provided, the right of for a road eighty (80) feet in width and open to public use from the end of Goodale street, in the city of Columbus, running in a westerly ction across the Olentangy river through the lands of Daniel Thomas others to the land now owned by John Howard, thence in a northerly ction through the land of Henry Miller, intersecting the free pike road the "Fairview" school house, be first secured without any extra cost he county; and in the exercise of their powers and the performance of r duties in that behalf, they shall be governed by the general statutes hat subject, except in so far as their powers and duties are conferred prescribed by this act.

SECTION 2. For the purpose of raising money to defray the expenses onstructing this bridge, said commissioners are hereby authorized and owered to issue bonds of said Franklin county, at no less than their value, in sums of not less than five hundred dollars each, bearing rest at the rate not to exceed six per cent. per annum, payable semi-ually, and not to exceed in the aggregate the sum of forty thousand ars; and said commissioners are further authorized and empowered to a tax on all the property on the tax duplicate of said county to pay bonds as they mature, and the interest thereon, and at such rate and uch length of time as may be necessary for that purpose.

SECTION 3. This act shall take effect and be in force from and its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 19, 1889.

[House Bill No. 905.]

AN ACT

To authorize the village of St. Mary's, Auglaize county, Ohio, to issue purpose of purchasing a gravel-pit, for the use of said village, for imp and for the payment of indebtedness of the said village, created for re struction of streets and bridges and natural gas plant.

SECTION 1. *Be it enacted by the General Assembly of the S* That the council of the village of St. Mary's, Auglaize count and said council is hereby authorized to issue the bonds of the in any sum not exceeding twelve thousand dollars, bearing i rate not exceeding six per cent. per annum, for the purpose o funds for purchasing a gravel-pit for the use of the said village, fo the village streets, and for paying off the indebtedness of the created for repair and construction of streets and bridges and plant.

SECTION 2. Said bonds shall be known as the "improven of the said village; shall be payable at such times, not excee years from the respective dates thereof, as said council may they shall be in denominations of not less than five hundre than one thousand dollars, as said council may direct, and sha advertised and sold according to law.

SECTION 3. That for the purpose of paying said bonds an est thereon, as the same may become due, the said counci authorized to levy a tax on all the taxable property of said exceeding three mills on the dollar in any one year, in addition now authorized by law to be levied, which levy shall be placed o cate by the auditor of said county and collected as other taxes

SECTION 4. This act shall take effect and be in force fro its passage.

ELBERT L. LAM
Speaker of the House of Re
WM. C.
President o

Passed March 19, 1889.

[House Bill No. 1005.]

AN ACT

To change the time of holding the courts of common pleas in the county for the year 1889.

SECTION 1. *Be it enacted by the General Assembly of the S* That the time fixed by the judges of the 5th judicial district holding a term of the court of common pleas in Clermont cou first day of October, 1889, be changed so that said term shall the 8th day of October, 1889.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 19, 1889.

[House Bill No. 1067.]

AN ACT

To authorize the board of education of the special school district of Ottawa, Putnam county, Ohio, to transfer certain funds, and to purchase a building site.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the board of education of the special school district of Ottawa, Putnam county, Ohio, be and it is hereby authorized to transfer from the tuition fund now in the treasury of said special school district, a sum not exceeding two thousand five hundred dollars ($2,500.00), to the building fund of said special school district, and that said board of education is further authorized to purchase a suitable site, at a price not exceeding twenty-five hundred dollars, upon which to erect a school building, and to pay therefor from the proceeds of the funds herein authorized to be transferred.

SECTION 2. This act shall be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 19, 1889.

[House Bill No. 1077.]

AN ACT

To divide Morgan township, Butler county, Ohio, into two election precincts.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the township of Morgan, Butler county, Ohio, be divided into two election precincts, by a line commencing at the north line of said township, running south between sections 2 and 3, 10 and 11, 14 and 15, and 23; thence west between sections 22 and 27, 21 and 28; thence south between sections 28 and 29, 32 and 33, to the south line of said township; all that part of said township lying east of the dividing line shall be known as the east precinct; and all lying west of said line shall be known as the west precinct of said township.

SECTION 2. This act shall take effect and be in force from its passage.

ELBERT L. LAMP
Speaker of the House of Repr
WM. C. L
President of

Passed March 19, 1889.

[House Bill No. 1078.]

AN ACT

To give the right to the grand army of the republic, women's relief corps, veterans to meet in the armory at Polk, Ashland county.

SECTION 1. *Be it enacted by the General Assembly of the Sta* That the grand army of the republic, the women's relief corps sons of veterans shall have the right to hold their meetings in t at Polk, Ashland county, and state of Ohio, at such times when used by the Ohio National Guards.

SECTION 2. This act shall take effect and be in force from its passage.

ELBERT L. LAMI
Speaker of the House of Rep
WM. C. L
President of

Passed March 19, 1889.

[House Bill No. 10?0.]

AN ACT

To authorize the trustees of Pierpont township, Ashtabula county, to levy a money with which to erect a soldiers' monument in said townshi

SECTION 1. *Be it enacted by the General Assembly of the St* That the township trustees of the township of Pierpont, in the Ashtabula, and state of Ohio, are authorized to levy a tax of on half mills on the dollar of valuation of all the taxable prope township, in addition to other levies authorized by law, for the raising money, to be expended by said trustees in the erection of monument, to be located at or near the center of said to Pierpont.

SECTION 2. The question of levying said tax shall be subm vote of the qualified electors of said township at the regular an tion, to be held on the first Monday of April, A. D. 1889, at place of holding elections in said township, of which at least

notice shall be given by posting notices in not less than five conspicuous places in said township, and at such election the ballots to be voted shall have written or printed, or partly written and partly printed thereon, the words: "Tax for soldiers' monument—Yes;" or, "Tax for soldiers' monument—No;" and if a majority of those voting at said election shall vote in favor of said proposition to levy said tax, then it shall be the duty of the trustees of said township to make such levy and certify the same to the auditor of said county, to be placed by him upon the tax duplicate for said township, and collected by the treasurer of said county as other taxes are collected, and paid over to the treasurer of said township, to be expended by said trustees in purchasing a site for said soldiers' monument, if necessary, and building and erecting the same, at a cost not in excess of the amount of money raised by said levy. Said trustees are authorized to make such contracts and do such things as may be necessary to carry out the purposes of this act.

SECTION 3. This act shall take effect and be in force on and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 19, 1889.

[House Bill No. 1175.]

AN ACT

To divide Pleasant township, Hancock county, into two election precincts.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the township of Pleasant, in the county of Hancock, and state of Ohio, be and the same is hereby divided into two election precincts, by a line commencing at a point on the township line between said Pleasant township and Portage township, in said county, between sections thirteen (13) and twenty-four (24), and thence west between said sections and sections fourteen (14) and twenty-three (23), fifteen (15) and twenty-two (22), sixteen (16) and twenty-one (21), seventeen (17) and twenty (20) and eighteen (18) and nineteen (19), to the Putnam county line in said state.

SECTION 2. All that part of said Pleasant township south of said line running east and west through said township, and dividing the same as aforesaid, shall be one voting precinct called precinct number one (1), with the voting place at the village of McComb, in said township, and all of said township north of said dividing line, running east and west, shall be one voting precinct called precinct number two (2), with the voting place therein at the hamlet or village of Deweyville, in said township.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 19, 1889.

[House Bill No. 1108.]

AN ACT

To authorize the council of the city of Sandusky, Erie county, Ohio, to trans
funds.

SECTION 1. *Be it enacted by the General Assembly of the Stat*
That the council of the city of Sandusky, Erie county, Ohio, be
hereby are authorized and empowered to permanently transfer th
six thousand dollars ($6,000.00) from the water-works pumpin
fund to a water-works maintenance fund, to be used in mai
extending and improving the water-works of said city.

SECTION 2. This act shall take effect and be in force from
its passage.

ELBERT L. LAMPS
Speaker of the House of Repre
WM. C. LY
President of t

Passed March 19, 1889.

[House Bill No. 1178.]

AN ACT

To amend sections four and five of an act entitled an act "to incorporate the Fi
terian church in Piqua, O.," passed Feb. 24, 1834.

SECTION 1. *Be it enacted by the General Assembly of the State of O*
sections four and five of an act entitled "an act to incorporate
Presbyterian church in Piqua, O.," passed Feb. 24, 1834, be am
read as follows:

Sec. 4. That for the better regulating and governing the sa
ration, and for managing the affairs and promoting the interest
there shall be elected annually by the corporation on the last Sat
May, two trustees, who shall hold their office for three years a
their successors shall be duly elected; provided, that at the first
holden after the passage of this act, there shall be six trustees e
serve, two for one year, two for two years and two for three year
each subsequent yearly election there shall be two trustees elec
shall serve for three years as aforesaid; provided further, that if,
cause, said election for officers shall not be made on the day a
for the annual election, the society may elect their officers at any
of the corporation duly assembled. The trustees so elected sha
after elect a treasurer and a clerk who shall hold their offices
year respectively, and until their successors are elected.

Sec. 5. That all elections of the corporation shall be by ba
the person or persons having a plurality of the votes given shal
sidered duly elected. Every member of the corporation shall ha
suffrage, and all the temporal concerns of the corporation shall
mined by a majority of the members present at any meeting of
poration duly assembled.

SECTION 2. That sections four and five of above recited act, be and the same are hereby repealed; and this act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 19, 1889.

[House Bill No. 1179.]

AN ACT

To authorize the board of education of Clarington village district, Monroe county, Ohio, to make an additional levy for the years 1889, 1890 and 1891, for an addition to the school building of said village district and for repairing the same.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the board of education of Clarington village district be and they are hereby authorized to levy a tax for the years 1889, 1890 and 1891, not exceeding five mills annually, on all the taxable property in said school district, in addition to the levy now authorized by law, for the purpose of building an addition to said school building, and for furnishing and repairing said school building in said Clarington village district; said tax to be levied and collected in the same manner as taxes for common school funds are levied and collected.

SECTION 2. This act to take effect from and on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 19, 1889.

[House Bill No. 1184.]

AN ACT

To authorize the commissioners of Ottawa county, Ohio, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the commissioners of Ottawa county, Ohio, be and they are hereby authorized to transfer the sum of two thousand dollars ($2,000.00) from the infirmary fund to the building fund of said county.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 19, 1889.

[House Bill No. 1187.]

AN ACT

To authorize the transfer of funds in Emerald township, Paulding coun

SECTION 1. *Be it enacted by the General Assembly of the Sta* That the trustees of Emerald township, Paulding county, Ohio, authorized to transfer any sum, not exceeding in total eight hun dollars from the township fund to the road fund of said townsh

SECTION 2. This act shall take effect on and after its passa

ELBERT L. LAM
Speaker of the House of Rep
WM. C. I
President o

Passed March 19, 1889.

[House Bill No 1193.]

AN ACT

To create the township of Crawford, in the county of Wyandot, a separate for macadamizing purposes, with authority to levy a tax to macadamize the roads and highways in said township, and to repeal a certain act h

SECTION 1. *Be it enacted by the General Assembly of the Sta* That Crawford township, in Wyandot county, be and the sam tuted and made a separate and independent road district, for t of macadamizing and improving the roads and highways in said and for no other purpose, independent of and free from the o existing laws relating to the improvement of roads and highwa

SECTION 2. The trustees of Crawford township, Wyand for the purpose of macadamizing and improving the roads and in said township, so constituted and made a special and indepe district by the provisions of section 1 of this act, be and they authorized to assess and levy upon the taxable property of said annually, a tax not exceeding seven mills upon the dollar for twenty years, beginning with the year 1889 and ending with the and for no other purposes. Said tax so hereby authorized to and levied shall be collected as other taxes upon the grand d the county, and shall be paid in money, and shall be a tow fund under the exclusive supervision, control and application tees of said township and to be applied by them in macada improving the roads in said township so constituted and mad road district by the provisions of section 1 of this act.

SECTION 3. The act entitled "an act to authorize the Crawford township, Wyandot county, to levy a tax," so passed 1880 (Ohio Laws, Vol. 77, page 341), be and the same is hereb

SECTION 4. This act shall take effect and be in force from its passage.

ELBERT L. LAM
Speaker of the House of Rep
WM. C. I
President o

Passed March 19, 1889.

[House Bill No. 1197.]

AN ACT

To authorize the council of the city of Cleveland, Cuyahoga county, Ohio, to issue bonds for the purpose of improving the harbor of said city.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the council of the city of Cleveland, Ohio, is hereby authorized to issue bonds in any sum, not exceeding twenty-five thousand dollars, for the improvement of the harbor of said city, at the "old river bed," such bonds to be of such denominations, and payable at such times and places as said council may determine, not exceeding twenty years; and said bonds shall bear interest at a rate not exceeding five per cent. per annum, payable semi-annually, and shall not be sold for less than their par value. And said council shall annually thereafter cause the necessary taxes to be levied to pay the interest and principal on said bonds as they shall become due.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.

WM. C. LYON,
President of the Senate.

Passed March 19, 1889.

[House Bill No. 1201.]

AN ACT

To change the name of Eleanor J. Hall to Eleanor J. Tressel.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the name of Eleanor J. Hall, a resident of Hardin county, Ohio, be and the same is hereby changed to that of Eleanor J. Tressel.

SECTION 2. That said change shall in no way affect the rights, privileges and liabilities of said person.

SECTION 3. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.

WM. C. LYON,
President of the Senate.

Passed March 19, 1889.

[House Bill No. 1233.]

AN ACT

To authorize the city council of the city of Columbus to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the city council of the city of Columbus be and they are hereby

authorized to transfer the sum of five thousand dollars from the R
street, etc., sewer fund to the Parsons avenue sewer fund of said
the purpose of constructing a main trunk sewer in Parsons aven
Reinhard avenue to Section alley.

SECTION 2. This act shall take effect and be in force from and
passage.

ELBERT L. LAMPS
Speaker of the House of Repre
WM. C. LY
President of t

Passed March 19, 1889.

[House Bill No. 1246.]

AN ACT

To authorize the trustees of Olmsted township, Cuyahoga county, to trans
funds.

SECTION 1. *Be it enacted by the General Assembly of the State of O*
the trustees of Olmsted township, Cuyahoga county, Ohio, be
hereby authorized to transfer one thousand dollars from the "po
to the "township fund."

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPS
Speaker of the House of Repre
WM. C. LY
President of t

Passed March 19, 1889.

[House Bill No. 1266.]

AN ACT

Supplemental to an act entitled "an act to authorize the commissioners of
county, Ohio, to erect a soldiers' monument, or provide other memorial str
to extend the time for doing the same," passed May 17, 1886 (Ohio Law
page 371).

SECTION 1. *Be it enacted by the General Assembly of the State*
That the above recited act be supplemented as follows:

The commissioners of Pickaway county, Ohio, be and are
authorized and empowered to pay on the order of the trustee
"soldiers' monumental association" of Pickaway county, Ohio,
all funds raised in said county under section 893 of the Revised
of Ohio, and now in the county treasury, or invested as provide
act to which this act is supplementary, for the purpose of pur

, and to erect thereon a building to be known as a monumental, or morial hall, to perpetuate the memory of the soldiers and sailors of said nty of Pickaway, who served in any of the wars of the United States.

SECTION 2. The title of said site, and the building to be erected reon, shall be vested in Pickaway county.

SECTION 3. That said site and all buildings thereon shall be under control and management of the said trustees of the soldiers' monu- ntal association of Pickaway county.

SECTION 4. Whenever said trustees determine to erect a monumental memorial hall upon said site, they are hereby constituted a building mmittee for that purpose, and they are hereby required to proceed he erection of the same, in the manner provided by law, for the erec- n of public buildings, by county commissioners, so far as the same are licable.

SECTION 5. Said trustees are also authorized to receive donations, tributions or bequests from any association, organization or persons, l expend the same in the erection of said monumental or memorial l.

SECTION 6. If said trustees deem it necessary, they are hereby ther authorized and empowered to extend the time for the erection of l monumental or memorial hall beyond the first day of September, 9, as provided in the act to which this is supplemental, but such ex- sion shall not be for a longer time than three years.

SECTION 7. Provided further, that if the city of Circleville, Ohio, ll appropriate or donate a sum in connection with the amount con- led or received by the trustees of said association that will be sufficient erect said monumental or memorial hall according to such plans and cifications as said trustees may adopt; then the said trustees are hereby powered and authorized to execute to the city of Circleville, a lease, for h part of said building, and for such time and upon such terms as y be agreed upon, between the city council and said board of trustees, be used by said city for a public library and armory purposes.

SECTION 8. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 19, 1889.

[House Bill No. 1267.]

AN ACT

authorize the board of education of Kent village school district, of Franklin township, Portage county, Ohio, to make annual levies for school purposes exceeding limit provided by general law.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* at the board of education of Kent village school district, of Franklin

township, Portage county, Ohio, be and is hereby authori
annually at the time provided by law, for school purposes,
to the sum now allowed by law, a sum not exceeding the
mills on each dollar of valuation of taxable property; the san
tified to the auditor of the county of Portage and collected
by law for the collection of taxes for school purposes.

SECTION 2. This act shall take effect and be in force
after its passage.

ELBERT L. LAM
Speaker of the House of Re
WM. C.
President o

Passed March 19, 1889.

[House Bill No. 1268.]

AN ACT

To authorize the trustees of Suffield township, Portage county, to tran

SECTION 1. *Be it enacted by the General Assembly of the S*
That the trustees of Suffield township, Portage county, be a
hereby authorized to make the following transfer of the fu
township, viz: from the poor fund to the township fund, o
dollars, and from the cemetery fund to the township fund, fif

SECTION 2. This act shall be in force from and after its
ELBERT L. LAM
Speaker of the House of Re
WM. C.
President o

Passed March 19, 1889.

[House Bill No. 1271.]

AN ACT

To change the names of Mary K. Amerman and Wendell Howard Amerm
ton township, Stark county, Ohio, to Mary K. Johnson and Wendell How

SECTION 1. *Be it enacted by the General Assembly of the S*
That the names of Mary K. Amerman and Wendell Howard
residents of Stark county, Ohio, be and the same are hereby
as to be and read as follows, to-wit: Mary K. Johnson a
Howard Johnson, respectively.

SECTION 2. That such change shall in nowise affect the
ileges and liabilities of said persons.

SECTION 3. This act shall take effect and be in force fr
its passage.

ELBERT L. LAM
Speaker of the House of Re
WM. C.
President

Passed March 19, 1889.

[Senate Bill No. 517.]

AN ACT

authorize the incorporated village of Jamestown and Silvercreek township, Greene county, Ohio, to unite in the purchase of a site and the erection of a town hall thereon, for the joint use of said township and village, and to issue bonds for the purpose of raising money therefor.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* hat the incorporated village of Jamestown and Silvercreek township, in reene county, Ohio, be and are hereby authorized to unite in the purase of a site, and the erection thereon of a town hall, engine house, ult for public records, prison, and mayor's and justice's office, in said llage; said hall, etc., to be owned and used by said village and townip jointly, and in equal proportions. And to meet the payment of the nds, and interest thereon, hereinafter authorized to be issued, to raise oney for said purpose, said village and township be and are hereby spectively authorized to levy a tax yearly, so long as may be necessary, the taxable property in each, to be collected as other taxes.

SECTION 2. The council of said village is hereby authorized to issue d sell at private sale, at not less than par, the bonds of said village in y sum not exceeding seven thousand five hundred dollars, after deductg therefrom the sum realized from the sale of the property now owned said village of Jamestown, and used as mayor's office, engine house d prison, the sale of which is herein authorized; said bonds to be issued denominations not exceeding one thousand dollars, bearing interest not ceeding six per cent. per annum, payable semi-annually, and said bonds be payable at such places, and at such times, not exceeding twenty ars from the date of issue, as said council shall determine. And the ustees of said township are hereby authorized to issue and sell, in like anner, at not less than par, the bonds of said township, in any sum not ceeding seven thousand five hundred dollars, in denominations not ceeding one thousand dollars, bearing interest not exceeding six per nt. per annum, payable semi-annually, and said bonds payable at such aces and at such times, not exceeding twenty years from date of issue, said trustees may determine; and the money arising from the sale of d bonds shall, so far as may be necessary, be used for the purpose of fraying the expenses for the purchase of said site and erection of said wn hall; and said bonds shall be issued and sold, in all respects not rein provided, according to law.

SECTION 3. Said bonds shall not be issued, nor tax levied for the me, nor property sold as herein provided, until the question shall have st been submitted to the voters of said village and township, at a genal or special election, of which at least ten days' notice shall be given by ublication in some newspaper of general circulation in said village; elecon to be held at the usual places of voting in said village and township, d at such time as the council of said village and the trustees of said wnship shall appoint. The tickets voted at such election shall have inted or written thereon the words, "For town hall—Yes;" "For town ll—No." If the proposition "for the hall" shall be approved by a ajority of all the voters voting at said election, the council of said vilge and the trustees of said township of Silvercreek shall have authority issue said bonds and levy said tax as provided for in this act.

SECTION 4. Whenever it shall be decided by an affirmat
provided for in this act, that authority is given to issue
levy a tax for the construction of said hall, the council of sai
Jamestown shall proceed to sell the property now owned and u
village for a mayor's office, prison and engine house, and app
ceeds thereof to the construction of said hall.

SECTION 5. This act shall take effect on its passage.

ELBERT L. LAM
Speaker of the House of Re
THEO. F. I
President pro tem. o

Passed March 19, 1889.

[Senate Bill No. 472.]

AN ACT

To authorize the commissioners of Washington county, Ohio, to trans

SECTION 1. *Be it enacted by the General Assembly of the State o*
the commissioners of Washington county, Ohio, be and they
authorized and empowered to make the following transfers of t
the treasury of said county, viz: from the building fund to th
fund, five thousand dollars ($5,000.00); from the building f
general county fund, two thousand and eight hundred dollars
eight cents ($2,800.68); and from Buell's Lowell and Noble co
road fund to the general county fund, one thousand two h
forty-three dollars and twelve cents ($1,243.12).

SECTION 2. This act shall take effect and be in force fro
its passage.

ELBERT L. LAM
Speaker of the House of Re
THEO. F. I
President pro tem. o

Passed March 20, 1889.

[Senate Bill No. 496.]

AN ACT

Authorizing the trustees of Granville township, Licking county, Ohio, to
the purpose of erecting a soldiers' and sailors' memorial library bu

SECTION 1. *Be it enacted by the General Assembly of the S*
That the trustees of Granville township, Licking county, O
the spring election of 1889, by giving ten days' notice thereo
the qualified voters of said township, including the village o
the question of taxation to the amount of $5,000, for purchasi
erection of a soldiers' and sailors' memorial library building
Granville, in said township; and those voting in favor of sa
write or print on their ballots, "Memorial building—Yes;"

osed thereto shall write or print on their ballots, "Memorial building o." And if a majority of thevotes cast at said election on said ques- shall be in favor of said tax, the trustees of said Granville township l issue the bonds of said township to an amount not exceeding $5,000, in such sum or sums, and payable at such time or times, as said trus- shall determine; these bonds to bear interest not exceeding six per t. per annum, payable semi-annually, and to be issued as needed. Said ds shall be signed by said township trustees and attested by the town- clerk. The township clerk shall keep a record thereof, and the inter- and principal shall be payable at the office of the treasurer of said nship. Said bonds shall be in denominations of not less than $100.00, be sold at not less than their par value, and for the redemption there- aid trustees shall levy a tax each and every year for five years, com- ncing with the year 1889, on all the taxable property of said township, uding the village of Granville, not exceeding one mill each year; and all services done or to be performed under this act, neither the trustees he township, nor the township clerk, nor the treasurer of the township, the auditor of the county, nor the treasurer of the county, shall receive, e entitled to, any compensation whatever, either by way of fees or erwise.

SECTION 2. The trustees of said Granville township, Licking county, o, shall, if said vote for taxation is carried, appoint five (5) persons, dents of Granville township, trustees of said memorial library building o of whom shall be ex-Union soldiers), one of whom shall be appointed the term of one year, one for a term of two years, one for a term of ee years, one for a term of four years, and one for a term of five years; each and any year thereafter the said trustees shall appoint a successor he trustee whose term of office then expires, and the said township tees shall fill all vacancies occurring by death, resignation, or other- e, for the unexpired term or terms. The pastors of the several churches aid township shall be ex-officio members of said board of trustees, and tled to vote, but a majority of those appointed by the said trustees l constitute a quorum for the transaction of business.

SECTION 3. On the appointment of said trustees of the memorial lding, by the township trustees, the said township trustees of Granville nship shall deliver to said trustees of the memorial building the bonds aid as aforesaid; and said trustees of the memorial building are hereby y empowered to sell the said bonds, under the provisions and limita- s of this act; and said trustees of the memorial building shall elect of their number president thereof, one of their number secretary reof, and one of their number treasurer thereof; and the treasurer shall e bond to the state of Ohio, for the use of Granville township, in the n of $5,000, approved by the said board, conditioned for the faithful ounting and payment of moneys and property which shall come into hands; and they are hereby empowered to select a site for said memorial lding, purchase the same, taking the title thereof to themselves, and ir successors in the office forever; and are fully empowered to construct, ave constructed thereon, a building, in perpetual memory of the men Granville, and Granville township, who served their country in any waged therefor; and all the property held by said trustees shall be from taxation by the state, county, or municipality.

SECTION 4. Said building shall contain an assembly room for the use the soldiers' and sailors' association, free of rent; provided, however, he soldiers' and sailors' association ceases to exist, and there be any

other organization of survivors of the soldiers and sailors of t
or of their sons and successors, the trustees of said memorial bu
grant to such association the use of said assembly room, and
no such organization, then the use of said assembly room may
uses which will best subserve the interests of the citizens of sai
township. It shall also contain a memorial room, or rooms,
servation of flags, documents, records and relics of the several
the early settlement of Ohio, and a place for tablets of all s
enlisted from Granville township, and for all ex-Union soldie
be buried in any cemetery in said township. It shall also con
rooms, for the public library, under the management and con
Granville reading room and library association," which assoc
have and enjoy said library rooms, free of rent, forever; but t
the library shall be free to all the people of said township,
proper and reasonable regulations as may be ordained by
association. Said trustees of the memorial building are hereby
and empowered to take and receive donations, legacies or devi
or money, and other property for the general purpose of aiding
and purposes of said memorial building and the endowment t
they are not to receive any compensation for their services.

SECTION 5. This act shall take effect and be in force fro
its passage.

ELBERT L. LAM
Speaker of the House of Re
THEO. F. I
President pro tem. o

Passed March 20, 1889.

[Senate Bill No. 499.]

AN ACT

To authorize the board of education of the city of Piqua, Miami county, O
money and issue bonds therefor.

SECTION 1. *Be it enacted by the General Assembly of the S*
That the board of education in the city of Piqua, Miami coun
and they are hereby authorized to borrow any sum of money,
ing fifteen thousand dollars, for the purpose of erecting pri
buildings in said city of Piqua.

SECTION 2. That for the purpose aforesaid the said boar
authorized to issue bonds, not exceeding fifteen thousand dollar
to be signed by the president and attested by the clerk of th
sums of not more than one thousand dollars, nor less than o
dollars, bearing interest at the rate of six per cent. per annu
semi-annually; said bonds to be payable at such time or times,
ing twenty years from the respective dates thereof, as said
determine; said bonds shall be sold for not less than their pa
said board may, at their discretion, have coupons attached.

SECTION 3. Said board shall, annually thereafter, cause t
taxes to be levied, to pay the interest on said bonds, and to pa

thereof, as the same shall become due, in the manner provided by law evying and collecting taxes.

SECTION 4. That this act shall take effect and be in force from and its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 20, 1889.

[House Bill No. 928.]

AN ACT

uthorize the trustees of Highland township, Defiance county, Ohio, to issue bonds for the purpose of purchasing additional grounds for a cemetery for said township, and for the purpose of paying the present outstanding indebtedness of said township.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, t the township trustees of the township of Highland, in the county of ance, Ohio, be and they hereby are empowered to borrow money and e the bonds of said township therefor, in the sum of one thousand ars, bearing interest at a rate not exceeding six per cent. per annum, he purpose of purchasing not less than two acres of land in said town-, to enlarge the cemetery in said township, and also for the purpose ischarging the present outstanding indebtedness of said township.

SECTION 2. Such bonds shall be in denominations of two hundred fifty ($250.00) dollars each, and shall be payable at such place and at n times, not exceeding six years from the date of issue, as the said tees may determine; said bonds shall be signed by the trustees of said nship and attested by the township clerk of said township, who shall e a record of the number, date of issue and maturity of each bond and amount thereof, and they shall not be sold for less than their par ue.

SECTION 3. The trustees shall, before issuing said bonds, submit the stion to a vote of the electors of said township at any general election; ice of the submission of said question to the electors shall be given by ing in at least four of the most public places in said township written printed notices thereof, for at least ten days previous to such election; ballots to be voted at such election, upon said question, shall have tten or printed thereon the words, "For issuing bonds—Yes;" or, "For ing bonds—No;" and if a majority of the votes cast upon such ques- shall be in favor of issuing said bonds, then the said trustees may ceed under this act and issue said bonds, and from the moneys arising refrom, purchase said lands to enlarge said township cemetery and pay and discharge the present outstanding indebtedness of said township.

SECTION 4. The trustees of said township, for the purpose of paying bonds and the interest thereon, shall determine the amount of taxes n all the taxable property of said township necessary therefor, and ify such amount to the county auditor of said county, at the time

other township taxes are certified to said county auditor, and s
auditor shall levy annually upon all the taxable property of sai
the sum so certified in addition to all other taxes now authori
to be levied upon the taxable property of said township.

SECTION 5. This act shall be in force and take effect fron
its passage.

ELBERT L. LAM
Speaker of the House of Rep
THEO. F. D
President pro tem. of

Passed March 20, 1889.

[House Bill No. 1138.]

AN ACT

To authorize the commissioners of Clermont county, Ohio, to construct cert
pikes.

SECTION 1. *Be it enacted by the General Assembly of the St*
That the commissioners of Clermont county, Ohio, are hereby
to construct the following free turnpikes, to-wit: [First.] One
ing on the south side of the village of Batavia, on the east side
fork; thence up the east fork to the bridge over Talley's ford, t
said bridge on the west side of said east fork to the Ohio t
Turten's farm near back run. Second. One commencing at t
tion line on the southeast side of the town of Bethel, on the old
known as the Bethel and Augusta road; thence in a southerly
following the line of the old road, as near as practicable, through
ship, past Antioch church, and through Franklin township in s
intersecting the Felicity and Georgetown pike near the Bulski
Plummer's ford, in Franklin township. Third. One beginn
Felicity and Rural turnpike road, at a point near the Stringto
thence in an easterly direction on the line of the old road,
practicable, through the lands of William McMurchy, John H
Houser, E. R. Wells, Almaretta and J. F. Hoover, to Franl
house; and in locating any one of said roads, said commissi
locate the same upon the road or any part of any county or tow
heretofore laid out and established, and widen, alter, change
the same, or any part thereof, and shall have power to lay out,
survey such turnpike through any improved or unimproved
are hereby authorized for that purpose to condemn and appr
necessary lands thereof in pursuance of the laws of Ohio for the
tion of private property for public purposes, and payment of co
thereof; said roads to be opened not more than sixty nor less
feet wide.

SECTION 2. That said commissioners shall, if they deem
bonds for the construction of said roads; provided, that said
not bear interest at a higher rate than six per centum per annu
semi-annually, and shall not be sold for less than their par
vided, further, that said bonds may extend to such time as t

et, at a levy of two-tenths of one mill on the dollar on the tax duplicate said county.

SECTION 3. That said commissioners shall, before proceeding to conuct said road, or any part thereof, require and secure from those intered in said road and improvement, a subscription or donation, equal in mount to twenty per centum of the whole cost of said improvement, to l in its construction.

SECTION 4. For the purpose of paying said bonds, the county comssioners are hereby authorized to levy and assess a tax, not to exceed o-tenths of one mill on the dollar, annually, on all the taxable property said county, in addition to taxes now authorized by law.

SECTION 5. That a majority of said board of commissioners shall be cessary, at any regular session, to agree upon specifications, and order d improvement or any part thereof.

SECTION 6. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 20, 1889.

[House Bill No. 1152.]

AN ACT

To authorize the trustees of Columbia township, in Hamilton county, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* at the trustees of Columbia township, in Hamilton county, be and they hereby authorized to transfer the sum of three thousand and five hund dollars from the poor fund to the road fund of said township.

SECTION 2. This act shall take effect and be in force from and r its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 20, 1889.

[House Bill No. 1251.]

AN ACT

To divide Union township, in Fayette county, Ohio, into two voting precincts.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* t Union township, in Fayette county, Ohio, be and is hereby divided

into two election precincts, by a line commencing at a point i
sonville pike in said county and in the line between Jefferson
townships; thence with the Jeffersonville pike to corporation li
ington city in said county; thence with North street to Court st
west on Court street to Fayette street; thence southeast al
street to the corporation line of said city; thence with the
pike to the point where the Chillicothe pike intersects the Gr
Good Hope pike; thence southwest with the Greenfield and
pike to the line between Wayne and Union townships in
All of said township lying east of said line shall be known as
cinct, and all of said township lying west of said line shall
western precinct. The voting place for eastern precinct shal
northeast corner of the court house, and the voting place for
precinct shall be at the southeast corner of the court house in
township.

SECTION 2. This act shall take effect and be in force fro
its passage.

ELBERT L. LAM
Speaker of the House of Re
THEO. F. I
President pro tem. o

Passed March 20, 1889.

[House Bill No. 1269.]

AN ACT

To authorize the council of the incorporated village of New Paris, Preble
to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the S*
That the council of the incorporated village of New Paris, Pr
Ohio, be and the same is hereby authorized and empowered
four hundred dollars from the bridge fund to the sinking f
village.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAM
Speaker of the House of Re
THEO. F. I
President pro tem. o

Passed March 20, 1889.

[House Bill No. 1342.]

AN ACT

To authorize the village of McConnellsville, Morgan county, to issue and
with the proceeds erect a town hall and public offices.

SECTION 1. *Be it enacted by the General Assembly of the S*
That the council of the village of McConnellsville, in the cou

an, Ohio, be and is hereby authorized and empowered to issue bonds, not xceeding sixteen thousand dollars, in denominations not exceeding five undred dollars each, bearing five per cent. interest per annum, payable emi-annually at the treasurer's office in said village, to mature at such ime as said village may designate, not exceeding twenty years from date, nd to be sold at not less than their par value, for the purpose of purchasng a site in said village and erecting thereon a town hall and offices and uch rooms as said council shall deem proper, and for the interest of said illage.

SECTION 2. The said council may purchase such site by contract, or unable so to do, by proceedings for the appropriation of private propty for public uses as in other cases.

SECTION 3. The said town hall and offices and rooms shall be conructed and erected under the supervision of a building committee to be ppointed by the mayor, and confirmed by the council, and shall be comosed of three judicious and competent citizens of said village, who shall ave power to let the contract for the work to bidders, or said work may e done in part or wholly by the job or day, as such committee shall deem est.

SECTION 4. No bonds shall be issued for said improvement until the uestion of their issue shall have been submitted to the qualified electors f said village, after five days' notice thereof has been given for said elecon, at a regular or special election. The tickets to be voted shall contain he words, "Bonds for town hall—Yes;" or, "No," as the electors may hoose; and if a majority shall contain the words, "Bonds for town hall -Yes," then the said council shall issue bonds, purchase a site, and rect a town hall and offices as provided in foregoing sections.

SECTION 5. The said council of said village is hereby authorized and equired to levy a tax on all the taxable property of said village to pay he said bonds with the interest thereon as they may become due, which vy shall be placed on the tax duplicate by the auditor of said Morgan ounty, and collected as other taxes, and when so collected the said audior shall pay the same to the treasurer of said village.

SECTION 6. This act shall take effect from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 21, 1889.

[House Bill No. 910.]

AN ACT

To authorize the commissioners of Greene county, Ohio, to pay out of the general county fund of said county the expense of litigation in an action wherein they were sued personally for alleged negligence in the performance of an official duty.

WHEREAS, Alfred Johnson, H. H. Conklin and M. A. Walton, eing then and now commissioners of Greene county, Ohio, were on the inth day of July, 1887, sued, personally, by William Jenkins in a certain tion, No. 7036, in the court of common pleas in and for said county, for

ten thousand dollars damages for alleged neglect to perform th
duty as such commissioners in the repairing and rebuilding
bridge over the Little Miami river near Old Town, in said cou
was washed away by the flood of May 12, 1886, whereby the m
said William Jenkins, on the night of May 22, 1886, drove into
and was drowned; and

WHEREAS, Said Alfred Johnson, H. H. Conklin and M.
were compelled to employ attorneys and incur cost and expens
ting said action, the same having terminated in their favor in
of common pleas, and the judgment thereof having been affir
circuit court in and for said county, and said litigation hav
therefore,

SECTION 1. *Be it enacted by the General Assembly of the St*
That the commissioners of Greene county, Ohio, are hereby au
pay out of the general fund of said county, attorneys' fees,
expenses, incurred in said litigation in a sum not exceeding
dred dollars.

SECTION 2. This act shall take effect and be in force fron
its passage.

ELBERT L. LAM
Speaker of the House of Re
THEO. F. D
President pro tem. of

Passed March 21, 1889.

[House Bill No. 943.]

AN ACT

To authorize the board of education of Wadsworth special school distric
county, to make an additional levy for school purposes.

SECTION 1. *Be it enacted by the General Assembly of the St*
That the board of education of Wadsworth special school
Medina county, is hereby authorized to levy on each dollar o
of taxable property of said district, in addition to that now au
law, two mills. The proceeds of said additional levy to be use
expenses other than school-house purposes.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAM
Speaker of the House of Re
THEO. F. D
President pro tem.

Passed March 21, 1889.

[House Bill No. 1217.]

AN ACT

To authorize the council of the incorporated village of West Cleveland,
bonds for the purpose of improving Detroit street in said village, and
act for the same purpose, passed April 11th, 1888.

SECTION 1. *Be it enacted by the General Assembly of the S*
That the council of the incorporated village of West Clevelan

county, Ohio, is hereby authorized to issue the bonds of said village in a sum not exceeding the sum of sixty thousand dollars, in such denominations as said council may deem fit, bearing interest at a rate not exceeding six per cent. per annum, payable annually, and redeemable at a period not exceeding twenty-five years from the date of issue. Said bonds shall be signed by the mayor and countersigned by the clerk of said village, and shall be made payable at such place or places as the council of said village shall by ordinance provide; and said bonds shall not be sold for less than their par value, and may be issued and sold at such times and places and in such amounts as the council of said village shall provide by ordinance.

SECTION 2. The money arising from the sale of said bonds shall be used by the council of said village for the purpose of grading, curbing, paving and improving Detroit street in said village from a point in the westerly line of said village to the westerly line of the Lake Shore and Michigan Southern railway crossing in said village.

SECTION 3. Whenever the bonds of said village shall be issued, as provided in this act, it shall be the duty of the council of said village to levy a tax and assessment upon all property, lots, premises and hereditaments, abutting on said Detroit street between the limits mentioned in section 2 of this act, sufficient to pay the interest accruing, annually, on said bonds as issued, and to create a sinking fund for the payment of the principal of said bonds, as the same shall fall due; provided, that said council may create said sinking fund whenever, in its judgment, it shall be necessary.

SECTION 4. That for the purpose of paying such amount or portion of said bonds as shall have been issued for the purpose of paying street and alley intersections, the council of said village may and is authorized to levy a tax upon all the taxable property in said village in addition to the amount allowed to be levied by law, to be placed in the Detroit street improving fund, and not to be otherwise appropriated.

SECTION 5. That an act entitled "an act to authorize the council of the village of West Cleveland, Ohio, to issue bonds for the purpose of improving Detroit street in said village," passed April 11th, 1888, be and the same is hereby repealed.

SECTION 6. That this act take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 21, 1889.

[House Bill No. 1220.]

AN ACT

To divide Green township, Hocking county, Ohio, into three election precincts.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the township of Green, in the county of Hocking, be and the same is hereby divided into three election precincts, as follows: That all the territory included within sections one (1), two (2), seven (7), eight (8),

thirteen (13), fourteen (14), fifteen (15), nineteen (19) and tw
in said named township, shall constitute and be known as th
ville precinct, and elections shall be held at Haydenville, in sai
That all the territory included within sections three (3), four (
six (6), nine (9), ten (10), eleven (11), twelve (12), seventeen
eighteen (18), in said named township, shall constitute and be
the Greendale precinct, and elections shall be held at Greendale,
cinct. That all the territory included within the remaining
said township shall constitute and be known as the Green prec

SECTION 2. This act shall take effect and be in force from
its passage.

ELBERT L. LAM
Speaker of the House of Rep
THEO. F. D
President pro tem. of

Passed March 21, 1889.

[House Bill No. 1227.]

AN ACT

To authorize the commissioners of Brown and Clermont counties to con
turnpike in said counties.

SECTION 1. *Be it enacted by the General Assembly of the St*
That the commissioners of Brown and Clermont counties, Oh
they are hereby authorized to build and construct a good and su
turnpike on the line, as nearly as practicable, of the "Old
Road" leading from Williamsburg, Clermont county, throu
Palma and Union Plains, Brown county, to the Highland coun

SECTION 2. Twenty per centum of the cost of the construct
free turnpike shall be paid by a tax on all the taxable prope
counties within one mile of said free turnpike, and eighty per
the cost of the construction of said free turnpike shall be paid b
all the taxable property of said counties, each county paying f
struction of its portion of said free turnpike, and all other costs
with the establishing of said free turnpike shall be paid for by
ties, each county paying such a part of said expense as may b
by the establishing and construction of its portion of said free t

SECTION 3. The commissioners of each county are hereby
to appoint three judicious, disinterested landholders of their
counties as viewers, and a competent surveyor, whose duty it
measure and lay off in sections of not less than one-half mil
thus sought to be improved, and they shall also ascertain the
and parcels of lands lying within one mile of said free turnpik
ject to taxation for the payment of said twenty per centum, and
also ascertain the resident tax-payers within said limit, and
subject to taxation within said limit. Said viewers and surv
be sworn to honestly and faithfully discharge the duties incum
them. They shall make their report in writing within a reason
to be fixed by said commissioners; the commissioners may, for
set aside said report, and order another view and measurement, b

wers and surveyor, or by other viewers and surveyor, and the said mmissioners shall have jurisdiction at all times to make all proper cor- tions in regard to the lands and persons subject to taxation within said it.

SECTION 4. The said commissioners shall, by order entered on their rnal, determine the time in which the said twenty per centum shall be d, which shall not be less than five years nor more than ten, and an al part of said twenty per centum shall be levied and collected each r; and the said commissioners are authorized each year to make such y upon all the taxable property within said limit, until the whole of twenty per centum is fully paid; and they shall cause the same to be ced upon the tax duplicate and collected as other taxes; and they shall, like manner, levy upon all the taxable property of the county the nty per centum of the cost of said free turnpike, so that the same will paid in not less than five years nor more than ten.

SECTION 5. For the purpose of paying for the construction of said turnpike, as the work progresses, and when completed, the said com- ssioners are hereby authorized and empowered to issue the bonds of county, payable in such time as said commissioners may determine, not longer than ten years; and said commissioners shall sell said bonds not less than their par value, and they shall bear not to exceed six per t. interest per annum, interest payable semi-annually.

SECTION 6. In the letting of the contract for the furnishing of ma- al and the construction of said free turnpike, the said commissioners ll be governed by the laws of Ohio in regard to the letting of contracts the construction of free turnpikes.

SECTION 7. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 21, 1889.

[House Bill No. 1230.]

AN ACT

uthorize the council of the city of Washington, in Fayette county, to issue bonds for the purpose of constructing and providing sewerage therein.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* at the council of the city of Washington, in Fayette county, be and the ne is hereby authorized to issue the bonds of said city in any sum not ceeding ten thousand dollars, bearing interest at a rate not exceeding per cent. per annum, from date of their issue, payable semi-annually, for purpose of providing for and constructing in said city public sewers.

SECTION 2. Said bonds shall be signed by the mayor and counter- ned by the clerk of said city. Said bonds shall not be sold for less than ir par value and shall be issued in such amounts and at such time or nes, as will, in the judgment of the council of said city, best subserve the

interest of the city, and the negotiation and sale of said bonds. cipal of said bonds shall be payable at such place and at suc the council may determine by ordinance, within a period ing ten years; and said council is hereby authorized to levy a all the taxable property of said city, not exceeding one mill on in any one year, to pay the amount of said bonds and interest.

SECTION 3. The funds realized from the sale of said bon used by said council for the purpose of locating and constructi ing for public sewers for said city.

SECTION 4. This act shall take effect and be in force from its passage.

ELBERT L. LAM
Speaker of the House of Rep
THEO. F. D
President pro tem. o

Passed March 21, 1889.

[House Bill No. 1274.]

AN ACT

To authorize the trustees of the civil township of Union, Belmont county, t duties and functions of the original township trustees.

SECTION 1. *Be it enacted by the General Assembly of the Sta* That the trustees of the civil township of Union, Belmont c authorized and empowered to assume the functions and duties tees of and for the original township corresponding to the said of Union, as provided for by the laws of Ohio.

SECTION 2. This act shall take effect from and after its p

ELBERT L. LAM
Speaker of the House of Rep
THEO. F. D
President pro tem. o

Passed March 22, 1889.

[House Bill No. 724.]

AN ACT

To amend "an act to divide Pultney township, Belmont county, into two cincts," passed March 17, 1886, and to repeal said act.

SECTION 1. *Be it enacted by the General Assembly of the State of* Pultney township, Belmont county, Ohio, be divided into tw precincts, and said two election precincts shall be known as t and West Wheeling precincts of said township, and shall be follows, to-wit: The West Wheeling precinct shall include a tory within sections twenty, twenty-six and the north half

thirty-two in said township, and the elections in said precinct shall be held at West Wheeling; the Bellaire precinct shall include all of the territory of said township not included in said sections twenty, twenty-six and the north half of section thirty-two, and the elections in said precinct shall be held at Bellaire.

SECTION 2. The original act entitled "an act to divide Pultney township, Belmont county, into two election precincts," passed March 17, 1886, is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 27, 1889.

[House Bill No. 936.]

AN ACT

To authorize the village of Avondale, Hamilton county, to borrow money and issue bonds therefor, to pay for street improvements, fire and police purposes.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the council of the village of Avondale, in the county of Hamilton, be and hereby is authorized to borrow money, not exceeding seventy-five thousand dollars ($75,000.00) in amount, to be used in paying for general street improvements, and for fire and police purposes in the village, and to issue bonds of said village therefor, the same to bear interest at a rate not exceeding six per cent. per annum, payable semi-annually, and to be of such denominations and to mature at such times as said council shall determine; provided, that such bonds shall not be sold for less than their par value.

SECTION 2. Said council is hereby authorized to levy such amount of tax upon the taxable property of said village as may be necessary to pay the interest and principal of such bonds when the same become due; said tax to be levied and collected in the same manner as taxes for general purposes are levied and collected.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 27, 1889.

[House Bill No. 1042.]

AN ACT

To establish township lines in the townships of Salem, Fearing and Mu
Washington county, Ohio.

SECTION 1. *Be it enacted by the General Assembly of the Sta*
That the following surveys, commencing at the east line of S
Fearing townships, at a point known as the S. E. corner of on
acre lot No. one hundred and seventy-four (174) and the N. E
one hundred and seventy-three (173) of Duck creek allotmen
tion lands, and running west on the south line of one hundred
No. one hundred and seventy-four (174), one hundred and sixty-
one hundred and thirty-one (131), fifty-nine (59), seventy-four (74
three (73) and seventy-five (75), be and the same is hereby esta
the line between the townships of Salem, Fearing and Musking
county of Washington, this state.

SECTION 2. This act shall take effect and be in force from
its passage.

ELBERT L. LAMB
Speaker of the House of Repr
THEO. F. DA
President pro tem. of

Passed March 27, 1889.

[House Bill No. 1139.]

AN ACT

To authorize the Star of Hope Lodge, number 127, of the Independent Order
lows of Ohio, to issue bonds and mortage its property.

SECTION 1. *Be it enacted by the General Assembly of the Sta*
That Star of Hope Lodge, No. 127, of the Independent Ord
Fellows of Ohio, a corporation duly incorporated March 11, 18
the laws of this state, be and is hereby authorized to issue bon
exceed twelve thousand ($12,000) dollars, to be issued in deno
of fifty, one hundred, and five hundred dollars; none of said b
become due and be payable in less than three years from the da
or have a longer time to run than (10) ten years from the date
provided, that any or all of said bonds may be paid at any
three years from date of issue; and all of said bonds shall dra
from date of issue, at the rate of (6) six per centum per annum, pay
annually, and said bonds shall be signed by said corporation, b
elected and acting trustees, and countersigned by the secretary of
under the seal of the Star of Hope Lodge, No. 127, I. O. O. F. of

SECTION 2. The payment of said bonds and interest is to
by mortgage on all or any part of the real estate of said Star
Lodge, No. 127, of the Independent Order of Odd Fellows of O
bonds hereby authorized to be issued shall not be sold for less

ır value, and the proceeds shall be applied to the improvement of the al property of said Star of Hope Lodge, No. 127.

SECTION 3. This act shall take effect and be in force on and after its ssage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 27, 1889.

[House Bill No. 1143.]

AN ACT

authorize the board of education of the Gahanna independent school district, of the village of Gahanna, and territory annexed thereto, in Franklin county, Ohio, to borrow money and issue bonds for the purpose of building and furnishing a school house in said district.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That e board of education of the Gahanna independent school district, of the llage of Gahanna, and territory annexed thereto, in Franklin county, io, is hereby authorized to borrow money, not to exceed the sum of ven thousand five hundred ($7,500) dollars, and issue the bonds of the strict therefor, for the purpose of building a school house and furnishing e same.

SECTION 2. That such bonds shall be signed by the president and tested by the clerk of the board of education; shall not be for a sum eater than five hundred dollars nor less than one hundred dollars each; all bear interest at a rate not to exceed six per cent. per annum; shall made payable at such times as the board shall determine, but within n years from date of issue, and shall not be sold for less than their face lue; and the board shall levy annually such tax as is necessary to pay e bonds as they become due, and all accrued interest.

SECTION 3. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO F. DAVIS,
President pro tem. of the Senate.

Passed March 27, 1889.

[House Bill No. 1219.]

AN ACT

amend section one of an act entitled "an act to authorize the commissioners of Gallia county, Ohio, to pay Harriet Hampton fifteen hundred dollars, amount paid upon a forfeited bond of W. G. Hampton," passed April 4th, 1888 (O. L., vol. 85, pp. 499 and 500).

WHEREAS, At the February term, 1885, of the Gallia county court common pleas, one W. G. Hampton was, by the verdict of a petit jury, nvicted of the crime of burglary; and

WHEREAS, A motion in arrest of judgment was made, for
of taking said case to the supreme court, and a bond given
pearance of said Hampton in court and abide all further o
same; and

WHEREAS, Harriet Hampton, mother of said W. G. H
secure said bondsmen on said bond, to-wit: John B. Clendenn
Hampton, made a deed of her home property, situate in the c
polis, Ohio, to said John B. Clendennin and John Hampton,
them a contract to deed the same back to her in the event the
harmless on said bond; and

WHEREAS, Through the ill-advice of alleged friends, said W
ton fled the country, and did not appear in court as he was
the terms of said bond, and the same thereby became and w
feited; and

WHEREAS, The said bondsmen were compelled to, and di
to the commissioners of said Gallia county, the sum of fifteen h
lars upon said forfeited bond, on the —— day of ——, 188–, an
reimbursed by said Harriet Hampton, by her payment to th
sum of fifteen hundred dollars; and

WHEREAS, The said W. G. Hampton, on or about the ——
1886, voluntarily returned to his home, and was duly sente
court of common pleas of said Gallia county, at the May ter
imprisonment in the Ohio penitentiary, for the period of on

WHEREAS, On the recommendation of the judge and the
trial of said case, and the other judges of the subdivisio
Hoadly, after a careful examination of the evidence at the
W. G. Hampton, and other evidence submitted to him, whi
conclusive to his mind, that said Hampton was entirely inno
crime of which he had been convicted and sentenced, unc
pardoned him; therefore,

SECTION 1. *Be it enacted by the General Assembly of the S*
That the board of commissioners of Gallia county, Ohio, b
are hereby authorized to direct the payment of the sum of fifte
dollars out of the county fund to Harriet Hampton, mother o
Hampton; and to order the auditor of said county to
warrant in favor of Harriet Hampton on the treasu
county, for the payment of said sum; provided, hov
the said commissioners of Gallia county shall not direc
ment of the said fifteen hundred dollars to the said Harriet Ha
order the auditor of said county to draw his warrant in favor
Harriet Hampton on the treasurer of said county, for the pay
said sum, until the question of the relief of the said Harrie
shall have been submitted to a vote of the qualified electors
county at a general election, of which not less than ten days'
be given by publication in two newspapers of general circulat
county; and at said election, all those desiring to vote in favor
ment of said sum to said Harriet Hampton shall have writte
on their ballots the words: "Relief of Harriet Hampton—Yes
opposed to the same the words: "Relief of Harriet Hampton-
if the majority of the ballots cast at said election shall have
printed on them the words, "Relief of Harriet Hampton—Ye
said commissioners may proceed to direct the payment of the
Harriet Hampton; but if a majority of the ballots cast at s

e written or printed on them the words, "Relief of Harriet Hampton o," then the said sum of fifteen hundred dollars shall not be paid to said Harriet Hampton, and this act shall not be in force.

SECTION 2. Section one of an act entitled "an act to authorize the missioners of Gallia county, Ohio, to pay Harriet Hampton fifteen dred dollars, amount paid upon a forfeited bond of W. G. Hampton," sed April 4th, 1888 (O. L., vol. 85, pp. 499 and 500), is hereby repealed.

SECTION 3. This act shall be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.

THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 27, 1889.

[House Bill No. 1222.]

AN ACT

To provide for the transfer of the custody and control of a part of the Western Reserve and Maumee state road, in trust, to the city of Fremont, Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That enever, and as soon as the commissioners of the county of Sandusky ll, by resolution duly passed by them and entered on their journal, rrender to the city of Fremont all their powers and rights in so much of e Western Reserve and Maumee state road, excepting the bridge over e Sandusky river, as is now or hereafter may be within the corporate nits of said city, and said city, by its council, shall, by resolution duly ssed by it and entered on its journal, accept the same, said part of said ad, except the bridge over the Sandusky river, shall be thereby trans- red in trust to said city of Fremont and shall be thereafter to all intents d purposes a street of said city and subject to all the laws and ordinances any manner applicable to other streets therein, except that the same all be forever maintained as a free public highway.

SECTION 2. The commissioners aforesaid are hereby authorized and npowered to appropriate, from time to time, from the free turnpike fund said county, such sums as they may deem just and equitable, to be ap- ied toward the cost and expense of improving and repairing the aforesaid rt of said road.

SECTION 3. This act shall take effect and be in force from and after s passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.

THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 27, 1889.

[House Bill No. 1245.]

AN ACT

To amend sections one and two of an act entitled "an act to authorize the incorporated village of Milford, in Clermont and Hamilton count money and construct a building for town hall, council chamber and v passed February 19, 1889.

SECTION 1. *Be it enacted by the General Assembly of the State* sections one and two of the above recited act be so amended follows:

Sec. 1. That the council of the incorporated village of Clermont and Hamilton counties, be and it is hereby authori the bonds of said village, in any amount not exceeding fiftee dollars, to sell the same, and use the proceeds thereof to pur or adjoining land to that the village now has, as it may dee erect such building as may be deemed necessary for a town h chamber and village prison, or one or more of them.

Sec. 2. Said bonds shall be issued to such an amount, no fifteen thousand dollars, in such denominations and be payable or times as said council may determine. They shall bear inte not exceeding five per cent. per annum, payable semi-annu shall be signed by the mayor, countersigned by the clerk, and ticated by the seal of said village.

SECTION 2. That said original sections 1 and 2 be and t hereby repealed; and this act shall take effect and be in for after its passage.

ELBERT L. LAM
Speaker of the House of Re
THEO. F. I
President pro tem.

Passed March 27, 1889.

[House Bill No. 1265.]

AN ACT

To authorize the council of the incorporated village of Dresden, Muski Ohio, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the S* That the council of the incorporated village of Dresden, Musking Ohio, be and are hereby authorized to transfer to the fire fund lage, the following sums, viz: $30.00 from light fund; $600.00 f fund; $100.00 from police fund; in all $730.00.

SECTION 2. This act shall take effect from and after its pa

ELBERT L. LAM
Speaker of the House of Re
THEO. F. D
President pro tem.

Passed March 27, 1889.

[House Bill No. 1279.]

AN ACT

o authorize the council of East Palestine, Ohio, to issue bonds for the purpose of providing said village with a system of water-works.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That he village council of the village of East Palestine, in the county of Columana, and state of Ohio, be and is hereby authorized and empowered to issue he bonds of said village, in any sum actually needed for the purpose, but in o case exceeding twenty-five thousand dollars, and bearing interest at a rate ot exceeding five per cent. per annum, payable semi-annually, and to be of uch denominations as the village council shall by ordinance prescribe, ut not less than one hundred dollars each, and shall be made payable at uch times and place as the council shall by ordinance prescribe, but not ore than thirty years from date, and which bonds shall not be sold for ss than par in cash. The proceeds of said bonds shall be used for the urpose of buying or leasing the necessary land and water right and aterial, and constructing thereon and therewith a system of water-works r said village, and for no other purpose whatever; the said bonds shall e signed by the mayor of said village and attested by the clerk thereof, nd the seal of said village, and when sold the proceeds shall be paid to he treasurer of the village, who shall hold and disburse the same as other llage funds are by him held and disbursed.

SECTION 2. If any bonds of said village be issued as hereinbefore proded, it shall be the duty of the council of said village, annually thereafter, ntil the said bonds and the interest thereon is fully paid, to assess and levy tax on all the taxable property of the corporation, sufficient to provide r the payment of said bonds as they fall due, with interest accruing hereon. All earnings of said water-works, after deducting current xpenses, shall be paid into the sinking fund and used for the extinguishent of said indebtedness.

SECTION 3. Provided, that before said bonds are issued, the village ouncil shall submit the proposition to the electors of said village, at a pecial election, to be held for such purpose, at such time as the council hall determine by resolution, notice of which shall be given of the time nd place of holding such election, and the amount of bonds to be issued, t least ten days prior to the time of holding such election, in a newspaer of general circulation in said village, and the form of ballot shall be s follows: Those in favor of the construction of water-works and the suing of said bonds, shall have written or printed upon their ballots, Water-works—Yes;" those opposed to the construction of water-works nd the issuing of said bonds, shall have written or printed upon their allots, "Water-works—No." The election shall be held in accordance ith the election laws of the state, but the poll-book and returns thereof hall be made to the village clerk, who shall present them to the council, hen the same shall be opened and canvassed, and the result declared, nd entered upon the minutes of said council, and if it shall appear that majority of the ballots cast at such election were in favor of water-works nd the issuing of said bonds, then the council shall proceed to issue such onds, and not otherwise; provided, however, before issuing said bonds r contracting any liabilities whatever, the council shall fix, by ordinance, n what streets said water-pipes shall be laid, giving dimensions and kind

of pipe to be used; the number of fire-plugs and distance from
the height to which the water is to be raised, which shall be c
height to conduct water to any part of the village; the numbe
pipe to be laid and such other matters as may be necessary to b
plete and sufficient system of water-works. After the passage
cation of said ordinance, as prescribed by law, the council shall a
sealed proposals, in accord with the provisions of said ordi
which proposals may be for a part or the whole of the labor an
to be furnished, as the council in its discretion may deem bes
is ascertained upon the opening of said bids that said water-w
built complete in every respect, and that good and responsi
will enter into the contract, with good and sufficient bond tha
build said water-works, or such part as may be let to them, for
to exceed twenty-five thousand dollars for the whole, said co
accept such proposal as in their judgment is most reasonable,
and satisfactory, and enter into a contract for such purpose, and
the bonds as herein provided, and not otherwise. Said coun
the same time advertise for proposals for private companies
build and own water-works in accord with the provisions of
nance, to supply said village and the citizens thereof with wa
purposes, public and private, and if it is ascertained that it w
the interest of said village to contract with any private compa
period not exceeding twenty years, for the supply of water a
then said council shall have power to enter into a contract wit
vate company, and to issue such amount of bonds, and to
annual taxes as may be necessary to pay for such annual s
exceeding twenty-five hundred dollars per year.

SECTION 4. This act shall be in force from and after its p

ELBERT L. LAM
Speaker of the House of Rep

THEO. F. D
President pro tem. o

Passed March 27, 1889.

[House Bill No. 1280.]

AN ACT

To authorize the village of Columbiana, Ohio, to erect or purchase an elec gas plant.

SECTION 1. *Be it enacted by the General Assembly of the St*
That the village council of the village of Columbiana, Ohio, b
are hereby authorized and empowered to erect or purchase
light, or gas plant, for supplying the streets, squares, alleys, pub
and buildings, and all public places within the corporate limi
supplying the citizens of said village with light, or all, any o
them.

SECTION 2. That the said council, when they determine
purchase, either an electric light or gas plant, as provided,
purposes set forth in section 1 of this act, it shall proceed as fol

First. It shall cause plans and specifications to be mad

he kind and character of the work to be done, the kind and character of he material to be used, the number, size, style and location of all lights o be placed for public use, which plans and specifications shall be open or the inspection of all parties desiring to prepare, and offer bids, either or the furnishing of the material, or performing of the labor, or both, at east thirty days prior to the letting of the contract or contracts.

Second. It shall advertise for bids for a period of three weeks in the ocal paper of the village, or other weekly paper having a general circulaion in the village, setting forth that sealed proposals would be received p to twelve o'clock at noon on the last day as stated in the advertisement.

Third. The bids shall be opened at twelve o'clock at noon on the ast day for the filing of the same, by the village clerk, the mayor, and olicitor, or any two of them, and publicly read by the officer opening the ame, and filed in the office of the village clerk, and shall be reported by im to the council at the next regular meeting thereafter.

Fourth. Each bid shall contain the name of every person, corporaon or company interested in the same, and shall be accompanied by a ufficient guaranty of some disinterested person or persons that the bid, accepted, a contract will be entered into, and the performance of it roperly secured.

Fifth. If the bid for embraces both labor and material, they shall be eparately stated, with the price thereof.

Sixth. None but the lowest responsible bid shall be accepted; but he council may, in its discretion, reject all the bids, or it may, at its discreon, accept any bid for both labor and material which may be the lowest ggregate cost for the completion of the improvement.

SECTION 3. That before the village council of said village shall be uthorized to make an expenditure of money, under any of the provisions f this act, they shall first submit the question of making said improvement to a vote of the qualified voters of said village, at a special election, o be called for that purpose, which shall be advertised at least three successive weeks next preceding the holding thereof, in the local paper, or apers of said village, specifying the time and place, and the object of said ection, which shall be submitted in the following manner, to-wit: the allots of those favoring the improvement shall have plainly written or rinted upon their face the words, "For electric or gas lights—Yes;" and hose opposed to the improvement shall have written or printed on the ce of their ballots the words, "For electric or gas lights—No;" and if majority of the ballots cast at said election shall have written or printed hereon the words, "For electric or gas lights—Yes," then said council are uthorized to proceed to make said improvement.

SECTION 4. For the purpose of providing the funds with which to ay for said improvement, said council are hereby authorized to issue the onds of said village, in such denominations and in such amounts as they ay deem necessary to complete said improvement, not, however, in the ggregate to exceed the sum of seven thousand dollars, for the full completon of said improvement, and provided further, that said bonds shall not ear a greater rate of interest than five per cent. per annum, payable nnually, and shall not be sold for less than their par value.

SECTION 5. This act shall take effect and be in force from and after s passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 27, 1889.

[House Bill No. 1289.]

AN ACT

To authorize the council of the incorporated village of Garrettsville, Port
Ohio, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of O*
the council of the incorporated village of Garrettsville, Ohio, be
same is hereby authorized and empowered to transfer five hundr
($500) from the street fund to the city hall fund of said corporat
SECTION 2. This act shall take effect and be in force from
its passage.

ELBERT L. LAMP
Speaker of the House of Repr
THEO. F. DA
President pro tem. of

Passed March 27, 1889.

[House Bill No. 1306.]

AN ACT

To authorize the council of the incorporated village of Navarre, Stark coun
transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State*
That the council of the incorporated village of Navarre, Stark
Ohio, be and is hereby authorized and empowered to transfer
police funds twelve hundred dollars, and from the general purp
three hundred dollars, to the credit of the fire department fund.
SECTION 2. This act to take effect on its passage.

ELBERT L. LAMP
Speaker of the House of Repr
THEO. F. DA
President pro tem. of

Passed March 27, 1889.

[House Bill No. 1313.]

AN ACT

To change the name of Max M. Rolinsky.

SECTION 1. *Be it enacted by the General Assembly of the Stat*
That the name of Max M. Rolinsky be and the same is hereby cl
that of Max M. Rolins.
SECTION 2. This act shall take effect on its passage.

ELBERT L. LAMP
Speaker of the House of Repr
THEO. F. DA
President pro tem. of t

Passed March 27, 1889.

[House Bill No. 1315.]

AN ACT

o authorize the board of education of the city of Urbana, Ohio, to borrow money and issue bonds therefor, to pay cost and expense of putting the Smead-Rutan heating apparatus in and improving the Urbana high school building.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, hat the board of education of the city of Urbana, Champaign county, hio, be and it is hereby authorized to borrow any sum not exceeding six housand dollars, for the purpose of paying the cost and expense of putng the Smead-Rutan heating apparatus in and making improvements to e Urbana high school building.

SECTION 2. That for the purpose aforesaid, the said board of educaon is authorized to issue bonds not exceeding six thousand dollars in nount, bearing interest from date of issue at the rate of six per cent. per nnum, payable semi-annually, and payable at such time or times not ceeding ten (10) years from the date thereof, as such board may deterine. Said bonds shall be signed by the president and attested by the cretary of said board of education, and shall not be sold for less than their r value.

SECTION 3. Said board shall, annually, after the issue of such bonds, use the necessary taxes to be levied to pay the interest thereon and the incipal thereof, as the same shall become due, in the manner provided law for the collection of taxes.

SECTION 4. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 27, 1889.

[House Bill No. 1319.]

AN ACT

authorize the village of Crestline, Crawford county, Ohio, to issue bonds for certain purposes herein named.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That council of Crestline, in the county aforesaid, be and are hereby authord to issue bonds, not exceeding ten thousand dollars in amount, the ceeds of which bonds shall be used for the completion of the building v in process of erection by said village for fire department, corporation son and corporation offices.

SECTION 2. Said bonds shall be payable at such time, not exceeding years from the respective dates thereof, as said council may determine; l bonds shall bear interest at a rate not exceeding six per cent. per num, and shall not be sold for less than their par value.

SECTION 3. That for the purpose of paying said bonds ar
est thereon, as the same shall become due, the said counci
authorized to levy a tax on all the taxable property of said
exceeding one and five-tenth mills on the dollar in any one
levy shall be placed on the tax duplicate by the auditor of
and collected as taxes.

SECTION 4. This act shall take effect and be in force from
passage.

ELBERT L. LAM
Speaker of the House of Re
THEO. F. I
President pro tem. o

Passed March 27, 1889.

[House Bill No. 1330.]

AN ACT

To authorize the council of the incorporated village of Cambridge, Guern
transfer funds.

SECTION 1. *Be it enacted by the General Assembly of the St*
That the council of the incorporated village of Cambridge
county, Ohio, be and they are hereby authorized to transfer
eighteen hundred fifty-six and $\frac{80}{100}$ ($1,856.$\frac{80}{100}$) dollars from th
and right of way fund, and six hundred eighteen and $\frac{34}{100}$ ($618.
from the sanitary and street cleaning fund to the general fund

SECTION 2. This act shall take effect and be in force fro
its passage.

ELBERT L. LAM
Speaker of the House of Rep
THEO. F. D
President pro tem. o

Passed March 27, 1889.

[House Bill No. 1076.]

AN ACT

To authorize the village of Gibsonburg and Madison township, Sandusky
to unite in the purchase of a site and the erection thereon of a town ha
lage, and to issue bonds for the purpose of raising money therefor,
purposes therein named.

SECTION 1. *Be it enacted by the General Assembly of the St*
That the incorporated village of Gibsonburg and Madison to
Sandusky county, Ohio, be and are hereby authorized to unite
chase of a site and the erection thereon of a town hall in said v
site and hall to be owned by said village and said township i

portions as the council of said village and the board of trustees of said township may determine; and to meet the payment of the bonds and the interest thereon, hereinafter authorized to be issued to raise money for said purpose, said village and said township be and are hereby respectively authorized to levy a tax, yearly, so long as may be necessary, on the taxable property in each, not exceeding three mills on the dollar, to be collected as other taxes.

SECTION 2. The council of said village is hereby authorized to issue and sell at private sale, at not less than par, the bonds of said village, in any sum not exceeding four thousand dollars, and in denominations not exceeding five hundred dollars, bearing interest not exceeding six per cent. per annum, payable semi-annually, and said bonds to be payable at such places and at such times, not exceeding fifteen years from the date of issue, as said council may determine. And the trustees of said township are hereby authorized to issue and sell in like manner, at not less than par, the bonds of said township, in any sum not exceeding two thousand dollars, in denominations not exceeding five hundred dollars, bearing interest not exceeding six per cent. per annum, payable semi-annually, and said bonds to be payable at such places and at such times, not exceeding fifteen years from the date of issue, as said trustees may determine; and the money arising from the sales of said bonds shall, so far as may be necessary, be used for the purpose of defraying the expenses for the purchase of said site and the erection of said town hall; and said bonds shall be issued and sold in all respects, not herein provided, according to law.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 27, 1889.

[House Bill No. 1231.]

AN ACT

To authorize the village council of the village of North Baltimore, Wood county, Ohio, to issue the bonds of said village to erect a town hall, including prison and fire-engine room.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the village council of the village of North Baltimore, Wood county, Ohio, be and the same hereby is authorized to issue the bonds of said village for an amount not exceeding four thousand ($4,000) dollars, for the purpose of building a town hall, including prison and fire-engine room, said bonds bearing interest at a rate not exceeding six (6) per cent., payable semi-annually, and redeemable at such times, not exceeding eight (8) years from date, as the council may, by ordinance, prescribe.

SECTION 2. Before such bonds shall be issued, or tax levied, the question of issuing said bonds and levying a tax therefor, shall be submitted to a vote of the qualified electors of said village at their next annual spring election, or at any time within ninety (90) days thereafter, as said council

may order. Notice of said election shall be given by publicati
more of the newspapers published in and of general circulat
county, or by notices posted up at five (5) of the most public pl
village, at least ten (10) days before said election; said notices s
the objects for which said election shall be held, the amou
proposed to be issued, with the rate per cent. of interest they
and the number of yearly levies to be made; the tickets to
said election shall have written or printed thereon, "Author
bonds—Yes;" or, "Authority to issue bonds—No." If the
to issue bonds is approved by a majority of all the voters vot
election, the council of said village shall have authority to issu
for an amount not exceeding the amount designated in section
act, and to levy a tax therefor, as hereinafter provided.

SECTION 3. Said bonds, when so authorized, shall be iss
council of said village in denominations of not less than $100.0
than $500.00, and shall be drawn for two to eight years. Th
press on their face the purpose for which they shall be issue
signed by the mayor and countersigned by the clerk of said
shall not be sold for less than their face value.

SECTION 4. No more of said bonds shall be sold than is
erect said building, and finish off and furnish the same. Said
sold from time to time, as the work progresses, and in such
shall be required and made necessary for the completion of sai

SECTION 5. For the purpose of carrying out all the provis
act, the council is hereby authorized and required to levy annu
time of making other levies, a tax upon all the taxable prop
village, an amount sufficient to pay said bonds with accrued
they become due.

SECTION 6. This act shall take effect from and after its p

ELBERT L. LAM
Speaker of the House of Rep
WM. C.
President o

Passed March 27, 1889.

[House Bill No. 1276.]

AN ACT

To authorize the board of education of the village of Wapakoneta, Auglaize and the territory annexed thereto for school purposes to borrow mon bonds therefor for the purpose of building an addition to a school hous

SECTION 1. *Be it enacted by the General Assembly of the St* That the board of education of the village school district of W Auglaize county, Ohio, and the territory annexed thereto for poses be and they are hereby authorized to erect and constru tion to the Second Ward school house, in said village, which s to the use and benefit of all the youth of school age in said scho for school purposes; provided, that the cost of said additio exceed the sum of eight thousand dollars.

SECTION 2. That for the purpose aforesaid, the said board are hereby authorized to issue bonds, not exceeding eight thousand dollars in amount, to be signed by the president, and attested by the clerk of said board, in sums of not more than one thousand, nor less than five hundred dollars, bearing interest at a rate not exceeding six per cent. per annum, payable annually or semi-annually, as the board may direct, at the office of the treasurer of said school board, said bonds to be payable at such time or times, not exceeding six years, nor less than two years from the date thereof, as said board may determine; and said bonds shall not be sold for less than their par value; and said bonds may, at the discretion of the board, have coupons attached.

SECTION 3. Said board shall, annually thereafter, cause the necessary taxes to be levied to pay the interest on said bonds and to pay the principal thereof as the same shall become due, in the manner provided by law for the levying and collection of taxes for school and school house purposes.

SECTION 4. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 27, 1889.

[House Bill No. 1147.]

AN ACT

To authorize the board of education of the city of Akron, in the state of Ohio, to levy a tax in addition to that now authorized by law, for the purpose of procuring sites, erecting buildings, and for the payment of bonds and accruing interest thereon.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the board of education of the city of Akron, in the county of Summit, and state of Ohio, be and is hereby authorized to levy upon all the taxable property in said city of Akron school district, for the years 1889, 1890, 1891, 1892 and 1893, for the purpose of furnishing additional school buildings and sites, and for the payment of existing bonds and accruing interest thereon, not exceeding two (2) mills on the dollar valuation in addition to the taxes now authorized by law for school purposes.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed March 27, 1889.

[Senate Bill No. 504.]

AN ACT

To authorize the commissioners of Washington county, Ohio, to levy additio

SECTION 1. *Be it enacted by the General Assembly of the State of O* the commissioners of Washington county, Ohio, be and they are authorized to levy not to exceed one mill upon each dollar of the property of said county, for general county purposes, and not to one mill for poor purposes, in addition to the levies for said purpo authorized by law, the same to be entered on the duplicate of said and collected as other taxes.

SECTION 2. This act shall take effect and be in force from and passage.

ELBERT L. LAMPS
Speaker of the House of Repres
THEO. F. DA
President pro tem. of th

Passed March 20, 1889.

[House Bill No. 1356.]

AN ACT

To authorize the city council of the city of Xenia, Ohio, to transfer certain

SECTION 1. *Be it enacted by the General Assembly of the State* That the city council of Xenia, Greene county, Ohio, be and is authorized to transfer the sum of one thousand dollars from the and sinking fund, to the bridge fund.

SECTION 2. This act shall take effect and be in force from a its passage.

ELBERT L. LAMPS
Speaker of the House of Repres
WM. C. LY
President of th

Passed March 27, 1889.

[House Bill No. 1081.]

AN ACT

To authorize the village of Batavia, Clermont county, Ohio, to extend the tim payment of its bonded indebtedness.

WHEREAS, By authority of two several special acts, passed by eral assembly of the state of Ohio, on the 7th day of February, 18

arch the 5th, 1886, respectively, the village of Batavia, Clermont county, hio, issued the bonds of said village to the amount of fifteen thousand llars ($15,000.00), for the purposes in said acts named, and there mains unpaid of said bonds, so issued, the sum of nine thousand five ndred dollars ($9,500.00), due and payable as follows, to-wit: One nd for the sum of $500.00, due May 1, 1890; one bond for the sum of ,000.00, due August 1, 1890; one bond for the sum of $500.00, due May 1891; one bond for the sum of $1,000.00, due August 1, 1891; one bond the sum of $500.00, due May 1, 1892; one bond for the sum of $500.00, e August 1, 1892; one bond for the sum of $1,000.00, due August 1, 1892; e bond for the sum of $500.00, due August 1, 1893; one bond for the m of $1,000.00, due August 1, 1893; one bond for the sum of $500.00, e August 1, 1894; one bond for the sum of $1,000.00, due August1, 1894; e bond for the sum of $500.00, due August 1, 1895; one bond for the m of $1,000.00, due August 1, 1895; [therefore,]

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, at the village of Batavia, Clermont county, Ohio, be and hereby is thorized in the year 1890, and each succeeding year thereafter, to and cluding the year 1895, to issue the bonds of said village in the aggregate t to exceed the sum of six thousand five hundred dollars ($6,500.00), d bearing a rate of interest not exceeding six per cent. per annum, pay- le annually, for the purpose of redeeming and paying the bonds as they come due, named in the preamble to this act, and for no other purpose.

SECTION 2. Said bonds shall be signed by the mayor of said lage and countersigned by the clerk of said incorporated village, d they shall be issued as required during the years specified in tion one (1) of this act, in such denominations, respectively, as ll, in the judgment of the council, best subserve the negotiation and e thereof, and shall not be sold for less than their par value, with crued interest, and said bonds may, by ordinance or resolution of the uncil, be sold at private sale and without advertisement, and shall be yable at such place as the council, by ordinance or resolution, may deter- ne.

SECTION 3. Said bonds, when issued during the time mentioned in tion one (1) of this act, shall not be issued in amount in the aggregate any one year exceeding two-thirds of the face value of the said bonds coming due each year as designated in the preamble of this act, and ll be payable at such times after the year 1895, not exceeding thirteen ars thereafter, as the council may determine, by ordinance or resolution; d said council is hereby authorized to levy a tax, annually, on all the xable property of said village of Batavia, to pay said bonds and the erest as the same become due, not exceeding two mills on the dollar any one year, in addition to the maximum authorized by law.

SECTION 4. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 27, 1889.

[House Bill No. 1207.]

AN ACT

To authorize the village council of Carey, Wyandot county, Ohio, to
funds therein named.

SECTION 1. *Be it enacted by the General Assembly of the*
That the council of the village of Carey, Wyandot county,
are hereby authorized to transfer funds in the treasury of s
follows: One hundred dollars ($100.00) from the water c
the street light fund; three hundred dollars ($300.00) fro
fund to the street light fund; one hundred dollars ($100.0
corporation fund to the street light fund; ninety-five dollars
two cents ($95.22) from the corporation fund to the bridg
five dollars and fifty-eight cents ($55.58) from the corpora
the police fund; six hundred dollars ($600.00) from the fir
water course fund; one thousand eight hundred dollars ($1,
the fire fund to the street improvement fund; three hu
($300.00) from the fire fund to the corporation fund; an
cents (.32) from the bridge fund to the water course fund.

SECTION 2. This act shall take effect and be in force from
passage.

ELBERT L. LA
Speaker of the House of R
WM. C.
President

Passed March 27, 1889.

[House Bill No. 1325.]

AN ACT

To authorize the city council of the city of Sandusky, Erie county, O
certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State*
the city council of the city of Sandusky, Erie county, Ohio,
hereby are authorized and empowered to permanently trans
police fund, to the building fund, the sum of fourteen thou
($14,000), and from the general and incidental fund to the b
the sum of five thousand dollars ($5,000).

SECTION 2. This act shall take effect and be in force fr
its passage.

ELBERT L. LA
Speaker of the House of R
WM. C.
President

Passed March 27, 1889.

[House Bill No. 1333.]

AN ACT

To authorize the council of the village of Deshler, Henry county, Ohio, to borrow money and issue bonds therefor, for the purpose of procuring territory, sinking wells for natural gas, purchasing and laying pipes, and supplying said village and the citizens thereof with natural gas for public and private use and consumption.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* hat the council of the village of Deshler, Henry county, Ohio, be and is ereby authorized to issue bonds for an amount not exceeding ten thou- nd dollars ($10,000), for the purpose of leasing or purchasing the neces- ry lands, sinking wells thereon for natural gas, purchasing and laying pes and constructing the necessary buildings, fixtures and machinery to pply said village and the citizens thereof with natural gas for public nd private use and consumption.

SECTION 2. Before said bonds shall be issued the question of issuing hem shall be submitted to a vote of the qualified electors of said village t a special election, to be held at such time as the council of said village ay appoint. The tickets voted shall have written or printed thereon he words, "Authority to issue gas bonds—Yes;" or, "Authority to issue as bonds—No." If the proposition to issue bonds be approved by two- hirds of the qualified electors of said village voting at such election, the ouncil shall have authority to issue said bonds for the purpose named, as rovided in this act.

SECTION 3. The council of said village, within six months after the assage of this act, and at least ten days prior to said election, shall pub- sh notice of the submission of such question in a newspaper published n said village, and said election shall be held in all respects, not other- vise herein provided, as municipal elections are now required by law to e held in said village.

SECTION 4. Said bonds shall be issued by the council of said village, n denominations not less than one hundred nor more than five hundred ollars, payable at such times, not exceeding twenty years, as the council nay determine, with interest not exceeding six per cent. per annum, paya- le semi-annually, principal and interest payable at such place as the ouncil may direct. Said bonds shall express on their face the purpose or which, and the act under which issued, and shall be signed by the nayor and countersigned and registered by the clerk of said village, and hall not be sold for less than their face value.

SECTION 5. The council of said village is hereby authorized to levy a ax, annually, in such amount as will be sufficient to pay the principal nd interest falling due on said bonds.

SECTION 6. This act shall take effect and be in force from and after ts passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 27, 1889.

[House Bill No. 1338.]

AN ACT

To authorize the council of the incorporated village of Medina, Medina c to issue bonds for the purpose of improving the streets of said vill

SECTION 1. *Be it enacted by the General Assembly of the State of* the council of the incorporated village of Medina, Medina cou be and is hereby authorized to issue the bonds of said village, not to exceed six thousand dollars ($6,000), in denominatio more than five hundred dollars ($500) each, bearing interest at exceeding six per cent. per annum, payable annually, and rede a period not exceeding twenty years from the date of issue. S shall be signed by the mayor and countersigned by the clerk lage, and shall not be sold for less than their par value, and ma and sold at such times and in such amounts as the council of s shall determine by ordinance.

SECTION 2. The money arising from the sale of said bon used by the council of said village for the purpose of pavin and otherwise improving the streets thereof, and for no oth whatever.

SECTION 3. Whenever the bonds of said village shall be provided by this act, it shall be the duty of said council to lev all the taxable property of said village, sufficient to pay the int ing annually on said bonds so issued, and to create a sinking f payment of the principal thereof, as the same shall fall due.

SECTION 4. This act shall take effect and be in force from its passage.

ELBERT L. LAM
Speaker of the House of Rep
WM. C. I
President of

Passed March 27, 1889.

[House Bill No. 1344.]

AN ACT

To divide Jackson township, Pickaway county, into two election pre

SECTION 1. *Be it enacted by the General Assembly of the State of* the township of Jackson, in the county of Pickaway, be and t hereby divided into two election precincts. The dividing li township, for said election purposes, to be Darby creek, runnin west line of said township to the east line thereof. All that said township lying north of said Darby creek to be designated cinct, and all of that portion of said township lying south of s creek to be designated south precinct.

SECTION 2. This act shall take effect and be in force after its passage.

ELBERT L. LAM
Speaker of the House of Rep
WM. C. I
President of

Passed March 27, 1889.

[House Bill No. 1349.]

AN ACT

amend an act passed Feb. 23, 1888, entitled "an act to authorize the trustees of Scipio township, Seneca county, to build a soldiers' monument in Farewell Retreat cemetery in said township."

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* at the trustees of Scipio township, Seneca county, Ohio, are hereby horized to issue the bonds of said township in a sum not to exceed een hundred dollars ($1,500), for the purpose of building and construct- a soldiers' monument in Farewell Retreat cemetery, or in the village Republic, in said township; said bonds shall be in denomination of hundred dollars each, payable as follows: five hundred dollars ($500), gust 1st, 1889; five hundred dollars ($500), August 1st, 1890; and five ndred dollars, August 1st, 1891; and said bonds shall bear interest at rate of six per cent. per annum.

SECTION 2. Said bonds shall be signed by the trustees of said town- p, or any two of them, and countersigned by the clerk of said township, shall be sold according to law.

SECTION 3. For the purpose of paying the principal and interest of bonds each year, the trustees of said township shall annually levy a upon all the taxable property of said township.

SECTION 4. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 27, 1889.

[House Bill No. 1362.]

AN ACT

authorize the council of the city of Kenton, Hardin county, Ohio, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* at the council of the city of Kenton, Ohio, be and it is hereby author- d and empowered to transfer the sum of one thousand dollars from the lice fund of said city to the fire department fund thereof.

SECTION 2. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 27, 1889.

[House Bill No. 1366.]

AN ACT

To enable the school board in the incorporated village of La Rue, Marion c
to issue bonds and borrow money for the purpose of erecting a new sch
said village.

SECTION 1. *Be it enacted by the General Assembly of the St*
That the school board of said village be and the same is hereby
to issue bonds and borrow money in any sums not exceeding $
levy a tax to pay the same, for the purpose of building a new sc
in said village; said bonds to be for the sum of $250 each, and
to be payable in fifteen equal semi-annual payments; said bon
interest not to exceed four and one-half per cent. per annum; sa
to be paid semi-annually; and provided further, that before th
go into effect, it shall be submitted to the qualified electors of s
and receive a majority of the votes of said village, cast at a
special election.

SECTION 2. This act shall be in force from and after its pa

ELBERT L. LAM
Speaker of the House of Rep
WM. C. I
President o

Passed March 27, 1889.

[House Bill No. 1367.]

AN ACT

To authorize the commissioners of Marion county, Ohio, to borrow mon
bonds for the purpose of erecting permanent improvements upon the M
fair grounds.

SECTION 1. *Be it enacted by the General Assembly of the State of*
the county commissioners of Marion county, Ohio, be and th
hereby authorized to issue bonds and borrow money in any s
ceeding seven thousand dollars, and to levy a tax of one-half
the same, for the purpose of raising money to erect permanent
upon the Marion county fair grounds; provided, that said bon
be issued except by the unanimous consent of the board of co
missioners, which consent shall be taken by yeas and nays an
upon the journal of said commissioners.

SECTION 2. This act shall be in force from and after its pa

ELBERT L. LAM
Speaker of the House of Rep
WM. C. I
President of

Passed March 27, 1889.

[House Bill No. 1370.]

AN ACT

uthorize the board of education of the Edgerton school district, Williams county, Ohio, to levy an additional tax.

ECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That oard of education of the Edgerton school district, Williams county, , be and they are hereby authorized to levy annually, for a period of more than five (5) years, in addition to that already allowed by law, of not more than two (2) mills on each dollar of the assessed value e taxable property of said Edgerton school district, for the support and ntenance of the public schools thereof.

SECTION 2. This act shall take effect and be in force from and after assage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 27, 1889.

[Senate Bill No. 485.]

AN ACT

eimbursement of Wm. Powell for part of loss sustained as contractor for school house for Marlboro special school district.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* the board of education in Marlboro special school district, in Marl- township, Stark county, Ohio, be and they are hereby authorized to burse, in part, Wm. Powell, for loss sustained by said Wm. Powell as ractor for the school house constructed by him, in said special school ict in said Marlboro township, Stark county, Ohio; and for the pur- of so reimbursing in part said Wm. Powell, said board of education ereby authorized to issue bonds in the sum of eight hundred dollars, ch denominations as the said board may determine; said bonds to interest from date of issue, at a rate not exceeding six per cent. per m, payable annually; said bonds shall not be sold at less than their alue, and shall be made payable at such time or times as said board provide, in not less than one year nor more than eight years.

SECTION 2. That for the purpose of paying said bonds, said board of ation are hereby authorized and required to levy such tax each year ll the taxable property in said special school district, in addition to axes now authorized to be levied, as may be required to pay said s as the same become due.

SECTION 3. That before said board of education shall reimburse said Powell, or issue bonds, as provided in sections one and two of this aid board of education shall submit to the qualified electors of said boro special school district at an election, ten days' notice of which be given before the day of said election, by posting written or printed

notices of such election in at least five different places in
school district, the question of such reimbursement, in part, o
Powell as contractor for said school house.

SECTION 4. The voters of said special school district desi
for such reimbursement, in part, of said Wm. Powell, shall h
or printed on their ballots the words: "For reimbursement
Wm. Powell—Yes;" those desiring to vote against such rein
in part, of Wm. Powell, shall have written or printed on thei
words: "For reimbursement, in part, of Wm. Powell—No
majority of all the votes cast at said election shall be in favor
bursement, in part, of said Wm. Powell, then said board of
said Marlboro special school district shall reimburse, in pa
Wm. Powell, as provided in sections one and two of this act.

SECTION 5. This act shall be in force from and after its p

ELBERT L. LAM
Speaker of the House of Re
WM. C.
President o

Passed March 28, 1889.

[Senate Bill No. 486.]

AN ACT

To authorize the village of Painesville, Lake county, Ohio, to issue bond
pose of constructing sewers in said village.

SECTION 1. *Be it enacted by the General Assembly of the State o*
the village of Painesville, in the county of Lake, is hereby au
issue its bonds in such amounts and at such time or times as
of said village by ordinance or resolution may determine, not
twenty-five thousand dollars ($25,000.00), in addition to the
bonds heretofore authorized by law, for the purpose of construc
in said village of Painesville. Said bonds shall be sold at a p
than their par value, either at public sale to the highest and
or at private sale, in the judgment and discretion of said vill
as it may be, previously to said sale determine by ordinance o
and upon a vote of two-thirds of all the members elected to s
Said bonds shall be issued in such denominations as said cou
ordinance or resolution direct, shall be redeemable within
from and after the date when the same are severally issued, in
tion of said council, and shall bear interest at a rate of not mo
per cent. per annum, payable semi-annually.

SECTION 2. That for the purpose of paying the bonds
authorized to be issued, and the interest thereon, as the same
become due and payable, power and authority is hereby conf
said village by and through its said council, to levy a tax each
all the taxable property of said village of Painesville, additio
and all taxes which said municipal corporation is authorized
ered to levy and collect under and by virtue of existing law
however, that any and all moneys collected by the authority

e or its council, by means of special assessments upon property abutting the line of any main or branch sewer, or benefited thereby, which y have been built by funds realized by the sale of bonds authorized by s act, shall be applied only in payment of the bonds which may be ied under the provisions of this act.

SECTION 3. Nothing in this act shall be so construed as to prohibit transfer and application of any surplus funds raised for the construc- n of any main or branch sewer in said village, under this or any former for the construction of sewers therein, not required for the construction uch main or branch sewer or sewers, to the construction and payment refor of any other or different sewer to be thereafter constructed in said age to complete its sewer system; provided, however, that no such nsfer or application of such surplus shall be used in the construction of such other main or branch sewer, unless authorized by a vote of two- rds of all the members elected to the council of said village.

SECTION 4. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 28, 1889.

[Senate Bill No. 498.]

AN ACT

uthorize the village of South Webster, Ohio, to levy a tax for cemetery purposes.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* t the town council of the incorporated village of South Webster, Scioto nty, Ohio, are hereby authorized and required to levy a tax on all tax- e property of said incorporation, not to exceed one hundred dollars, purchasing land in said incorporated village and to make the same a age cemetery.

SECTION 2. The tax levied by said council under the authority of s act, shall be returned to the auditor of said county and placed on the licate of said village and collected as other taxes, and when so collected ll be paid to the treasurer of said village, and by him disbursed for the pose aforesaid, on the order of said council.

SECTION 3. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 28, 1889.

[Senate Bill No. 509.]

AN ACT

To divide Perry township, in the county of Franklin, state of Ohio, i precincts.

SECTION 1. *Be it enacted by the General Assembly of the State* the township of Perry, in the county of Franklin, state of Oh same is hereby divided into two election precincts, as fol Said division to be made on and along the road known a house road;" and all of said township lying north of said r designated and known as "North precinct," and the voting p at the village of Elmwood; and all of said township lying s road shall be designated and known as the "South precinct," ing place shall be at or near Henry Gable's blacksmith shop.

SECTION 2. This act shall take effect and be in force fr its passage.

ELBERT L. LA
Speaker of the House of R
WM. C
President

Passed March 28, 1889.

[Senate Bill No. 510.]

AN ACT

To divide Truro township, Franklin county, state of Ohio, into two ele

SECTION 1. *Be it enacted by the General Assembly of the* That Truro township, in Franklin county, state of Ohio, be is hereby divided into two election precincts, as follows, to-w division for election purposes, shall be on and along the cr Big Walnut; and all that part of said township lying wes Walnut creek shall be designated and known as White Hall the voting place for said precinct to be at what is known as and all that part of said township lying east of said Big W shall be designated and known as Reynoldsburg precinct, a place for said precinct shall be at the village of Reynoldsbur

SECTION 2. This act shall be in force and take effect fr its passage.

ELBERT L. LA
Speaker of the House of R
WM. C
President

Passed March 28, 1889.

[Senate Bill No. 511.]

AN ACT

To authorize the board of education of the special village school district of Niles, Trumbull county, Ohio, to levy an additional tax for school purposes.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the board of education of the special village school district of Niles, Trumbull county, Ohio, be and the same is hereby authorized to levy a tax, for the years 1889 and 1890, on all the taxable property within said special school district, not exceeding two mills on the dollar for each year, in addition to the levy now authorized by law, the same to be collected as other taxes, for the purpose of supporting and continuing the schools in said special school district.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 28, 1889.

[Senate Bill No. 512.]

AN ACT

To authorize the board of education of Tuscarawas township, Coshocton county, to transfer funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the board of education of Tuscarawas township, Coshocton county, be and they are hereby authorized to transfer from the tuition fund of said township to the contingent fund thereof, the sum of five hundred dollars. That such transfer may be made in different amounts and at such times as said board of education may by resolution determine.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 28, 1889.

[Senate Bill No. 522.]

AN ACT

To authorize the village of New Straitsville, Perry county, Ohio, to transfer funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the council of the incorporated village of New Straitsville, Perry

county, Ohio, be and is hereby authorized and empowered to transfer the sum of six hundred and seventy-five dollars ($675.00), from the police fund of said village to the street fund thereof.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 28, 1889.

[Senate Bill No. 528.]

AN ACT

To authorize the township of Center, in the county of Monroe, Ohio, to issue bonds for the purpose of joining the village of Woodsfield, in purchasing a site and erecting a public hall in the village of Woodsfield, in said township.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That Center township, Monroe county, Ohio, be and is hereby authorized and empowered to issue bonds not to exceed in amount two thousand dollars, for the purpose of joining the village of Woodsfield, Monroe county, Ohio, in purchasing a site and erecting a public hall in said village of Woodsfield. Said bonds shall not be sold for less than par, and shall be of such denominations, and bear such rate of interest not exceeding five per cent. per annum, payable semi-annually, and may be made to run for such time as the trustees of said township may provide.

SECTION 2. The bonds mentioned in this act shall not be issued until after the question of levying a tax for the purchase of a site and the erection of a public hall shall have been submitted to the electors of said township, at a general election, and a majority of the votes of the electors voting at said election be cast in favor of the levy of said tax. The ballots of said election shall have printed or written thereon, "Public hall tax—Yes;" "Public hall tax—No."

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 28, 1889.

[Senate Bill No. 529.]

AN ACT

To authorize the village of Woodsfield, Monroe county, Ohio, to issue bonds for the purpose of joining the trustees of Center township, Monroe county, Ohio, in purchasing a site and erecting a public hall in said village.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the village of Woodsfield, Monroe county, Ohio, be and is hereby

behalf, they shall be governed by the general statutes on that subject, except in so far as their powers and duties are prescribed by this act and the said act to which this is supplementary.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 28, 1889.

[Senate Bill No. 537.]

AN ACT

To authorize the trustees of Rumley township, Harrison county, Ohio, to invest certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the trustees of [the] Rumley township, Harrison county, Ohio, are hereby authorized to invest the proceeds derived from the sale of Steubenville & Indiana railroad bonds in land, and for the improvement of the same, near the village of Jewett, in said township, for agricultural fairs; provided, the amount invested for said purchase and improvement shall not exceed the sum of two thousand five hundred and thirty dollars ($2,530.00). They may lease the grounds to any district or county agricultural society, for one or more years, and the proceeds derived therefrom shall be paid into the township treasury and placed to the credit of the road fund.

SECTION 2. This act shall take effect and be in force on and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 28, 1889.

[House Bill No. 256.]

AN ACT

To authorize the commissioners of Hamilton county to build a bridge across Millcreek, at Colerain avenue, and to issue the bonds of said county therefor.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the commissioners of Hamilton county, Ohio, be and they are hereby authorized and empowered to build a bridge across Millcreek, at or near

Colerain avenue, in the city of Cincinnati, and to construct the necessa approaches thereto; and for the purpose of raising the money to bui said bridge and construct said approaches, said commissioners are herel empowered to issue the bonds of said county, not to exceed $40,000, sums not less than $100 nor more than $1,000 each; and said bonds sh be payable at such times as said commissioners may deem most advan geous, not exceeding ten years from the date of their issue, and said co missioners are authorized to negotiate and sell said bonds at not less th their par value; but the interest on said bonds shall not exceed five p cent. per annum.

SECTION 2. Said bonds shall be signed by the commissioners a countersigned by the auditor of said Hamilton county, who shall keep record of all bonds issued under and by virtue of this act.

SECTION 3. For the purpose of paying the interest and principal said bonds, said commissioners are hereby authorized and empowered, addition to the other levies authorized by law, to levy a tax on the gra duplicate of said county, sufficient in amount to pay said interest a principal, and such tax shall be levied and collected in the same man as other taxes are levied and collected.

SECTION 4. This act shall take effect and be in force from and af its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representati
WM. C. LYON,
President of the Sen

Passed March 28, 1889.

[House Bill No. 937.]

AN ACT

To authorize the county commissioners of Hamilton county, Ohio, to levy a tax for purpose of constructing an embankment, or approach, to the east end of the susp sion bridge in Whitewater township.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, T the commissioners of Hamilton county, in addition to their other pow of taxation, be and they are hereby authorized to assess and collect, u the grand levy of the taxable property of said county, a tax of one thi fifth ($\frac{1}{35}$) of a mill on the dollar, which shall be assessed in the y eighteen hundred and eighty-nine (1889), to be applied to the purpos constructing an embankment, or approach to the east end of the suspens bridge, across the Whitewater river, at what is called Calloway's ford, Whitewater township, in said county, by raising the present road leading to said bridge, from the high ground about one-fourth of a m east of said bridge, westwardly to the east abutment of said bridge, to s a point as to be above high water of the Whitewater river; provided, property abutting on the line of the proposed improvement shall furn free of charge and damages, material necessary to construct the emba ment, or approach; and if there should be any surplus remaining, f the tax so levied and collected, after making said embankment,

embankment, provided, that the construction of said embankment, and the graveling or metalling the roadway thereon, shall be done under the supervision of said board of county commissioners.

SECTION 2. This act shall take effect from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 28, 1889.

[House Bill No. 1252.]

AN ACT

Supplementary to "an act to provide for building an armory, in the county of Hamilton, for the use of the Ohio National Guard, and to create a fund to pay for the same," passed February 15, 1887 (O. L., vol. 84, page 285).

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio.* That to provide a fund to pay the cost and expense of furnishing and equipping the Hamilton county armory, the board of commissioners of Hamilton county are hereby authorized and empowered to issue the bonds of the county to an amount not to exceed in the aggregate the sum of fifteen thousand dollars ($15,000) in addition to the amount heretofore provided for, at the rate of interest, upon the terms and provisions regulating the issue and the payment of the same and the expenditure of the proceeds arising therefrom by and under the direction of the Hamilton county armory trustees, in all respects as provided for in said original act to which this is supplemental.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 28, 1889.

[House Bill No. 986.]

AN ACT

To provide for the appointment of a superintendent of schools in the township of Washington, Lucas county, Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the board of education of Washington township, Lucas county, may appoint a superintendent of schools, who, in addition to the duties of school superintendent now prescribed by law, shall visit the schools of said

township, at least one time each month, during their session, and make a full and detailed report of such schools at the regular meetings of said board.

SECTION 2. Said board of education shall have power, for sufficient cause, to dismiss teachers of the schools of the several sub-districts of said township, to be exercised only at any special or regular meeting of said board.

SECTION 3. The question of the appointment of said superintendent shall first be submitted to a vote of the qualified electors of said township, at the next ensuing election for township officers, and for this purpose the electors shall have written or printed on their ballots, "For school superintendent—Yes;" or, "For school superintendent—No." And if a majority of the electors of said township shall vote yes, then said board of education shall appoint a school superintendent at the next regular meeting, and not otherwise.

SECTION 4. This act shall take effect and be in force on and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 28, 1889.

[House Bill No. 1257.]

AN ACT

To authorize trustees of Baptist Church, West Lafayette, Ohio, to sell *certain real estate.*

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the trustees of the Baptist Church of West Lafayette, Ohio, are hereby authorized and empowered to sell, either at public or private sale, certain real estate conveyed to the trustees of said church, or their successors, by deed dated the 18th day of Sept., 1845, by Henry Johnson and Clarinda Johnson.

SECTION 2. This ... take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
... of the House of Representatives.
WM. C. LYON,
President of the Senate.

... March ... ne ... iage ... elec- ... roposi- ... ne man- ... and after ... IPSON, ... epresentatives. ... LYON, ... of the Senate.

[Senate Bill No. 525.]

AN ACT

To authorize the village of Reading, Hamilton county, Ohio, to issue and sell the bond of the village for the purpose of purchasing a suitable site, and erecting thereon building containing a town hall, and offices for the officers of the corporation.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohi* That the council of the incorporated village of Reading, in the county o Hamilton, be and the said council is hereby authorized to issue the bond of the said village, not exceeding in amount $17,000.00, to sell the sam and use the proceeds thereof in purchasing a suitable site, and erectin thereon a building containing a town hall, and offices for the officers of th corporation.

SECTION 2. Said bonds shall be issued in such an amount not exceed ing $17,000.00, in such denominations, and payable at such time or time as said council shall determine. They shall bear interest at a rate no exceeding six per cent. per annum, payable semi-annually, and shall no be sold for less than the par value thereof; said bonds shall be signed by th mayor and countersigned by the clerk of said village, and shall be authen ticated by the seal thereof.

SECTION 3. For the payment of said bonds and interest thereon, sai council shall levy a tax, and in addition to the amount otherwise autho ized by law, every year during the period the bonds have to run, sufficien in amount each year to pay the bonds falling due that year and the accru ing interest.

SECTION 4. When the total amount of said bonds so to be issued i pursuance hereof shall have been determined by said council, and befor any bonds are issued or tax levied, as provided by this act, the ques tion of issuing the bonds shall be submitted to the qualified electors o said village, at an election to be held at such time after the passage of thi act, as the council may determine, and ten (10) days' notice of said elec tion and submission shall be given by the mayor of said village, by post ing said notice in at least five (5) of the most public places in said village said notices shall state the amount of the bonds to be issued, the purpos for which they are to be issued, and the time and place of holding th election; and if the majority of the electors voting at such election, upo the question of issuing the bonds, vote in favor thereof, then the bond may be issued and the tax levied. Those voting in favor of the proposi tion shall have written or printed on their ballots the words: "For th issue of bonds;" and those voting against the same, the words, "Agains the issue of bonds."

SECTION 5. Said election shall be held and conducted in the sam manner as is now provided by law for holding municipal elections; and th clerks and judges of said election shall certify to the council of said villag the result of the same. If a majority of the electors voting at said elec tion, as provided for in section 4 of this act, vote in favor of said proposi tion, the council shall proceed to advertise and sell said bonds, in the man ner as provided for by law, for the sale of municipal bonds.

SECTION 6. This act shall take effect and be in force from and afte its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives
WM. C. LYON,
President of the Senate

Passed April 2, 1889.

[Senate Bill No. 547.]

AN ACT

To amend an act entitled "an act to authorize the council of the city of Warren, Trumbull county, Ohio, to borrow money and issue bonds for the construction of a main sewer," passed February 19, 1889.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That "an act to authorize the council of the city of Warren, Trumbull county, Ohio, to borrow money and issue bonds for the construction of a main sewer," passed February 19, 1889, be amended so as to read rs follows:

SECTION 2. The council of the city of Warren, Ohio, be and hereby is authorized to borrow not exceeding $25,000, for the purpose of constructing main sewers, from such point or points in said city, and to terminate at such point in the Mahoning river, as said council may by resolution determine; and said council is hereby authorized to issue the bonds of said city for the money so borrowed.

SECTION 3. Said bonds shall have plainly written or printed on their face, Warren city sewer bonds; shall bear interest at a rate not exceeding five per centum per annum, payable semi-annually, shall be made payable at the office of the treasurer of said city, shall mature at such times, not exceeding ten years, as said council shall determine, and shall not be sold for less than their par value.

SECTION 4. Said council is hereby authorized to levy such amount of tax, upon all the taxable property of said city, as may be necessary to pay the principal and interest of such bonds, when the same become due.

SECTION 5. After the course and termination of such sewers shall be determined upon by said council, it shall cause plans and specifications thereof to be made, together with a map of the same, and an estimate of the cost, and shall appoint three competent persons to estimate and report what amount shall be charged and assessed to each lot or parcel of land afforded local sewerage by the construction of such main sewer.

SECTION 6. The cost of such main sewer shall be paid in the manner following: So much thereof as would be equal to the cost of a local sewer for each lot or parcel of land not provided with local sewerage by public sewers already constructed, but provided with local sewerage by the construction of such main sewer, as estimated under the provisions of section five of this act, and the general laws for such purpose, shall be assessed upon each lot and parcel of land in the manner now provided by law, and the remainder of the cost of such main sewer shall be assessed and collected upon all the taxable property of said city, in the same manner as taxes for general purposes, and levied and collected in such amounts as will meet and pay the cost thereof, or the bonds issued therefor, and interest; provided, that no lot or parcel of land previously assessed for its local sewerage, and then paid and provided with such local sewerage, shall again be assessed for local sewerage, or any sewerage other than the general assessment.

SECTION 7. The question of the propriety of constructing any main sewer or sewers, plans, specifications, maps, and estimates of which shall have been made and submitted to public inspection, shall first be submitted to the electors of said city, at an election called for that purpose by said council, of which at least ten days' notice shall be given in some news-

paper of general circulation in said city, and said notice shall be published at least twice, if in a weekly paper, and at least five times if in a daily paper. Such election shall be held at the usual place of holding elections, and conducted as other elections. The ballots shall have written or printed thereon, "Bonding city for sewers—Yes;" or, "Bonding city for sewers—No." If at said election a majority of those voting on the question, vote "yes," the council shall at once proceed to construct such sewer, make assessments, and if necessary, issue bonds therefor; but if otherwise, not.

SECTION 8. Said original act is hereby repealed; and this act shall be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 2, 1889.

[Senate Bill No. 549.]

AN ACT

To authorize the trustees of Rush township, Champaign county, to control and regulate the flow of water from artesian or flowing wells.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the trustees of Rush township, Champaign county, are hereby authorized and empowered, and, upon the filing of a petition with the township clerk, signed by at least five persons, residents of the township and owners of artesian or flowing wells, setting forth the necessity thereof, they are required to make and enforce such regulations as will prevent the unnecessary waste of water from such wells, by requiring owners to attach reducers to the pipes through which the water goes to waste, or in any other way by which the flow of said wells may be regulated.

SECTION 2. It shall be the duty of the township clerk of the said township, upon the filing in his office of the petition mentioned in the first section of this act, to forthwith notify the trustees of such action, and the trustees shall then proceed to make and enforce such regulations as may be just and proper, and conformable to the provisions of this act.

SECTION 3. Any person the owner of an artesian or flowing well, or occuping any property, either by lease or otherwise, where such well is situated, neglecting or refusing to comply with such regulations as may be prescribed by the trustees, shall be deemed guilty of a misdemeanor, and, upon conviction thereof before any justice of the peace of said township, shall be fined in any sum not less than ten dollars, nor more than one hundred dollars, to be paid into the general expense fund of the township.

SECTION 4. This act shall be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives
WM. C. LYON,
President of the Senate.

Passed April 2, 1889.

AN ACT

To authorize the trustees of Benton township, Paulding county, Ohio, to borrow money, purchase lands for a cemetery and place the same in proper condition for such purpose.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio.* That the trustees of Benton township, Paulding county, Ohio, are hereby authorized to borrow any sum of money, not to exceed one thousand ($1,000.00) dollars, for the purpose of purchasing lands, laying out the same and putting in proper condition for cemetery purposes for the said township. The said trustees may issue the township bonds for the same, which shall be advertised and sold as provided by law, and may levy on the tax duplicate of said township, in addition to the levy now authorized, a sufficient amount to pay the interest and principal on said bonds as they may become due; provided, however, that the total amount for which said bonds may be issued shall not exceed one thousand dollars, and the said bonds shall be due in not longer than ten years from the date of their issue.

SECTION 2. This act shall take effect on and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 2, 1889.

[House Bill No. 671.]

AN ACT

To authorize the board of county commissioners of Fairfield county, Ohio, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the board of county commissioners of Fairfield county, Ohio, be and are hereby authorized to transfer from the dog tax fund to the building fund of said county the surplus in excess of one thousand ($1,000.00) dollars of said dog tax fund in the county treasury of said county.

SECTION 2. The said board of commissioners are likewise hereby authorized and empowered to transfer from the dog tax fund of said county to the building fund thereof, in each year for the next succeeding four years, the surplus of said dog tax fund in excess of one thousand ($1,000.00) dollars, that may accumulate each year within that time.

SECTION 3. This act shall be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 2, 1889.

county, Ohio, be and is hereby authorized and empowered to t
sum of six hundred and seventy-five dollars ($675.00), from
fund of said village to the street fund thereof.

SECTION 2. This act shall take effect and be in force from a
passage.

ELBERT L. LAM
Speaker of the House of Rep
WM. C. L
President of

Passed March 28, 1889.

[Senate Bill No. 528.]

AN ACT

To authorize the township of Center, in the county of Monroe, Ohio, to issu
the purpose of joining the village of Woodsfield, in purchasing a site a
public hall in the village of Woodsfield, in said township.

SECTION 1. *Be it enacted by the General Assembly of the State of*
Center township, Monroe county, Ohio, be and is hereby auth
empowered to issue bonds not to exceed in amount two thousa
for the purpose of joining the village of Woodsfield, Monroe co
in purchasing a site and erecting a public hall in said
Woodsfield. Said bonds shall not be sold for less than par, a
of such denominations, and bear such rate of interest not exc
per cent. per annum, payable semi-annually, and may be made
such time as the trustees of said township may provide.

SECTION 2. The bonds mentioned in this act shall not be i
after the question of levying a tax for the purchase of a site a
tion of a public hall shall have been submitted to the electors o
ship, at a general election, and a majority of the votes of the elec
at said election be cast in favor of the levy of said tax. The ba
election shall have printed or written thereon, "Public hall t
"Public hall tax—No."

SECTION 3. This act shall take effect and be in force fro
its passage.

ELBERT L. LAM
Speaker of the House of Rep
WM. C. I
President of

Passed March 28, 1889.

[Senate Bill No. 529.]

AN ACT

To authorize the village of Woodsfield, Monroe county, Ohio, to issue bond
pose of joining the trustees of Center township, Monroe county, Ohio, i
a site and erecting a public hall in said village.

SECTION 1. *Be it enacted by the General Assembly of the St*
That the village of Woodsfield, Monroe county, Ohio, be and

authorized and empowered to issue bonds not to exceed in amount forty-five hundred dollars, for the purpose of joining with Center township, Monroe county, Ohio, in purchasing a site and erecting a public hall in said village of Woodsfield. Said bonds shall not be sold for less than par, and shall be of such denominations and bear such rate of interest not exceeding five per cent. per annum, payable semi-annually, and may be made to run for such time as the council of said village may provide by ordinance providing for the issue of such bonds.

SECTION 2. The bonds mentioned in this act shall not be issued until after the question of levying a tax for the purchase of a site and the erection of a public hall shall have been submitted to the electors of said village at a general election, and a majority of the votes of the electors voting at said election be cast in favor of the levy of said tax. The ballots at said election shall have printed or written thereon, "Public hall tax—Yes;" "Public hall tax—No."

SECTION 5. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 28, 1889.

[Senate Bill No. 532.]

AN ACT

Supplementary to "an act to authorize the commissioners of Franklin county, Ohio, to construct a bridge and approaches thereto across the Olentangy river," passed the 31st day of January, A. D. 1889.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the county commissioners of Franklin county, Ohio, be and they are hereby authorized and empowered to issue and sell the bonds of said county, according to law, in an amount not to exceed the sum of ten thousand dollars in addition to the amount provided for in said original act, passed the 31st day of January, A. D. 1889, to which this act is supplementary, for the purpose of removing the old bridge across the Olentangy river at the foot of Dodridge street, in the city of Columbus (North Columbus), Ohio, and to construct a new bridge on the same site, together with the necessary approaches thereto, and to improve, widen and grade the roadway on each side of said bridge leading to said approaches. Said bonds shall be issued only after the amount provided for in said original act has been exhausted, and as needed during the progress of the work for said improvements in sums not less than five hundred dollars each, bearing interest at the rate of six per cent. per annum, payable semi-annually; and said commissioners are further authorized and empowered to levy a tax on all the property on the tax duplicate of said county, to pay said bonds so issued, as they mature, and the interest thereon, and at such rate and for such length of time as may be necessary for that purpose. And in the exercise of their powers, and the performance of their duties in that

behalf, they shall be governed by the general statutes on that
cept in so far as their powers and duties are prescribed by t
the said act to which this is supplementary.

SECTION 2. This act shall take effect and be in force fro
its passage.

ELBERT L. LAM
Speaker of the House of Re
WM. C.
President o

Passed March 28, 1889.

[Senate Bill No. 537.]

AN ACT

To authorize the trustees of Rumley township, Harrison county, Ohio, to
funds.

SECTION 1. *Be it enacted by the General Assembly of the S*
That the trustees of [the] Rumley township, Harrison count
hereby authorized to invest the proceeds derived from the sale
ville & Indiana railroad bonds in land, and for the improven
same, near the village of Jewett, in said township, for agricul
provided, the amount invested for said purchase and improve
not exceed the sum of two thousand five hundred and th
($2,530.00). They may lease the grounds to any district or
cultural society, for one or more years, and the proceeds derive
shall be paid into the township treasury and placed to the c
road fund.

SECTION 2. This act shall take effect and be in force on a
passage.

ELBERT L. LAM
Speaker of the House of Re
WM. C.
President o

Passed March 28, 1889.

[House Bill No. 256.]

AN ACT

To authorize the commissioners of Hamilton county to build a bridge acro
at Colerain avenue, and to issue the bonds of said county theref

SECTION 1. *Be it enacted by the General Assembly of the St*
That the commissioners of Hamilton county, Ohio, be and they
authorized and empowered to build a bridge across Millcreek,

Colerain avenue, in the city of Cincinnati, and to construct the necessary approaches thereto; and for the purpose of raising the money to build said bridge and construct said approaches, said commissioners are hereby empowered to issue the bonds of said county, not to exceed $40,000, in sums not less than $100 nor more than $1,000 each; and said bonds shall be payable at such times as said commissioners may deem most advantageous, not exceeding ten years from the date of their issue, and said commissioners are authorized to negotiate and sell said bonds at not less than their par value; but the interest on said bonds shall not exceed five per cent. per annum.

SECTION 2. Said bonds shall be signed by the commissioners and countersigned by the auditor of said Hamilton county, who shall keep a record of all bonds issued under and by virtue of this act.

SECTION 3. For the purpose of paying the interest and principal of said bonds, said commissioners are hereby authorized and empowered, in addition to the other levies authorized by law, to levy a tax on the grand duplicate of said county, sufficient in amount to pay said interest and principal, and such tax shall be levied and collected in the same manner as other taxes are levied and collected.

SECTION 4. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 28, 1889.

[House Bill No. 937.]

AN ACT

To authorize the county commissioners of Hamilton county, Ohio, to levy a tax for the purpose of constructing an embankment, or approach, to the east end of the suspension bridge in Whitewater township.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the commissioners of Hamilton county, in addition to their other powers of taxation, be and they are hereby authorized to assess and collect, upon the grand levy of the taxable property of said county, a tax of one thirty-fifth ($\frac{1}{35}$) of a mill on the dollar, which shall be assessed in the year eighteen hundred and eighty-nine (1889), to be applied to the purpose of constructing an embankment, or approach to the east end of the suspension bridge, across the Whitewater river, at what is called Calloway's ford, in Whitewater township, in said county, by raising the present roadway leading to said bridge, from the high ground about one-fourth of a mile east of said bridge, westwardly to the east abutment of said bridge, to such a point as to be above high water of the Whitewater river; provided, the property abutting on the line of the proposed improvement shall furnish free of charge and damages, material necessary to construct the embankment, or approach; and if there should be any surplus remaining, from the tax so levied and collected, after making said embankment, or

approach, such surplus shall be applied to the graveling or metalling embankment; provided, that the construction of said embankme the graveling or metalling the roadway thereon, shall be done un supervision of said board of county commissioners.

SECTION 2. This act shall take effect from and after its passag

ELBERT L. LAMPSO
Speaker of the House of Represe

WM. C. LYC
President of the

Passed March 28, 1889.

[House Bill No. 1252.]

AN ACT

Supplementary to "an act to provide for building an armory, in the county ilton, for the use of the Ohio National Guard, and to create a fund to pay same," passed February 15, 1887 (O. L., vol. 84, page 285).

SECTION 1. *Be it enacted by the General Assembly of the State* That to provide a fund to pay the cost and expense of furnishi equipping the Hamilton county armory, the board of commissi Hamilton county are hereby authorized and empowered to issue th of the county to an amount not to exceed in the aggregate the fifteen thousand dollars ($15,000) in addition to the amount he provided for, at the rate of interest, upon the terms and provisions ting the issue and the payment of the same and the expenditure proceeds arising therefrom by and under the direction of the Ha county armory trustees, in all respects as provided for in said act to which this is supplemental.

SECTION 2. This act shall take effect and be in force from a its passage.

ELBERT L. LAMPSO
Speaker of the House of Represe

WM. C. LYC
President of the

Passed March 28, 1889.

[House Bill No. 986.]

AN ACT

To provide for the appointment of a superintendent of schools in the township ington, Lucas county, Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State* That the board of education of Washington township, Lucas coun appoint a superintendent of schools, who, in addition to the d school superintendent now prescribed by law, shall visit the school

wnship, at least one time each month, during their session, and make a ll and detailed report of such schools at the regular meetings of said ard.

SECTION 2. Said board of education shall have power, for sufficient use, to dismiss teachers of the schools of the several sub-districts of said wnship, to be exercised only at any special or regular meeting of said ard.

SECTION 3. The question of the appointment of said superintendent all first be submitted to a vote of the qualified electors of said township, the next ensuing election for township officers, and for this purpose the ctors shall have written or printed on their ballots, "For school superintendent—Yes;" or, "For school superintendent—No." And if a ajority of the electors of said township shall vote yes, then said board of ucation shall appoint a school superintendent at the next regular meetg, and not otherwise.

SECTION 4. This act shall take effect and be in force on and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 28, 1889.

[House Bill No. 1257.]

AN ACT

authorize trustees of Baptist Church, West Lafayette, Ohio, to sell certain real estate.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* at the trustees of the Baptist Church of West Lafayette, Ohio, are hereauthorized and empowered to sell, either at public or private sale, cern real estate conveyed to the trustees of said church, or their successors, deed dated the 18th day of Sept., 1845, by Henry Johnson and arinda Johnson.

SECTION 2. This act to take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed March 28, 1889.

[House Bill No. 1322.]

AN ACT

authorize the council of the incorporated village of Berea, Cuyahoga county, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* at the council of the incorporated village of Berea, Cuyahoga county,

Ohio, be and is hereby authorized to transfer an amount no
three hundred dollars from the road fund to the general f
village.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAM
Speaker of the House of Re

WM. C.
President

Passed March 28, 1889.

[House Bill No. 1365.]

AN ACT

To authorize the commissioners of Wyandot county, Ohio, to levy a tax a
in payment of county scrip issued to volunteers in the late rebe

SECTION 1. *Be it enacted by the General Assembly of the S*
That the county commissioners of Wyandot county, be au
hereby authorized to issue to each volunteer who has heretofor
ited to said county, or some township thereof, under any re
the President of the United States for volunteers during the
the rebellion, and who has received from said county in sett
bounty promised for said credit, a certificate, scrip or prom
which certificate, scrip or promise to pay has not been paid
authority by the legislature authorizing the levy of a tax, or f
reason; and such certificate, scrip or promise to pay has not,
unteer, been sold or assigned, a warrant for the amount of suc
scrip or promise to pay, together with interest thereon fro
thereof, or a bond for a like sum, bearing six per cent. intere
ble at the pleasure of said commissioners, not longer than on
the date thereof. And in case of the death of such voluntee
or warrant shall be issued to his legal representatives.

SECTION 2. Said bonds, when so issued by said commiss
be signed by them and countersigned by the auditor of said
as soon as practicable delivered to said volunteer, or the perso
to receive the same.

SECTION 3. For the purpose of paying said bonds or w
said commissioners shall levy such tax upon the taxable pro
county as may be required to pay the same and interest th
levy shall be entered upon the duplicate and collected as othe
the money raised thereby shall be applied only in payment of

SECTION 4. This act shall take effect and be in force fro
its passage.

ELBERT L. LAM
Speaker of the House of Re

WM. C.
President

Passed March 28, 1889.

[Senate Bill No. 525.]

AN ACT

uthorize the village of Reading, Hamilton county, Ohio, to issue and sell the bonds of the village for the purpose of purchasing a suitable site, and erecting thereon a building containing a town hall, and offices for the officers of the corporation.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, at the council of the incorporated village of Reading, in the county of milton, be and the said council is hereby authorized to issue the bonds the said village, not exceeding in amount $17,000.00, to sell the same l use the proceeds thereof in purchasing a suitable site, and erecting reon a building containing a town hall, and offices for the officers of the poration.

SECTION 2. Said bonds shall be issued in such an amount not exceed- $17,000.00, in such denominations, and payable at such time or times said council shall determine. They shall bear interest at a rate not ceeding six per cent. per annum, payable semi-annually, and shall not sold for less than the par value thereof; said bonds shall be signed by the yor and countersigned by the clerk of said village, and shall be authen- ated by the seal thereof.

SECTION 3. For the payment of said bonds and interest thereon, said ncil shall levy a tax, and in addition to the amount otherwise author- l by law, every year during the period the bonds have to run, sufficient amount each year to pay the bonds falling due that year and the accru- interest.

SECTION 4. When the total amount of said bonds so to be issued in rsuance hereof shall have been determined by said council, and before y bonds are issued or tax levied, as provided by this act, the ques- n of issuing the bonds shall be submitted to the qualified electors of d village, at an election to be held at such time after the passage of this , as the council may determine, and ten (10) days' notice of said elec- n and submission shall be given by the mayor of said village, by post- said notice in at least five (5) of the most public places in said village; d notices shall state the amount of the bonds to be issued, the purpose which they are to be issued, and the time and place of holding the ction; and if the majority of the electors voting at such election, upon e question of issuing the bonds, vote in favor thereof, then the bonds ay be issued and the tax levied. Those voting in favor of the proposi- n shall have written or printed on their ballots the words: "For the ue of bonds;" and those voting against the same, the words, "Against e issue of bonds."

SECTION 5. Said election shall be held and conducted in the same nner as is now provided by law for holding municipal elections; and the rks and judges of said election shall certify to the council of said village e result of the same. If a majority of the electors voting at said elec- n, as provided for in section 4 of this act, vote in favor of said proposi- n, the council shall proceed to advertise and sell said bonds, in the man- r as provided for by law, for the sale of municipal bonds.

SECTION 6. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.

WM. C. LYON,
President of the Senate.

Passed April 2, 1889.

[Senate Bill No. 547.]

AN ACT

To amend an act entitled "an act to authorize the council of the city of bull county, Ohio, to borrow money and issue bonds for the construc sewer," passed February 19, 1889.

SECTION 1. *Be it enacted by the General Assembly of the State* "an act to authorize the council of the city of Warren, Trum Ohio, to borrow money and issue bonds for the constructio sewer," passed February 19, 1889, be amended so as to read r

SECTION 2. The council of the city of Warren, Ohio, b is authorized to borrow not exceeding $25,000, for the purpose ing main sewers, from such point or points in said city, and at such point in the Mahoning river, as said council may determine; and said council is hereby authorized to issue said city for the money so borrowed.

SECTION 3. Said bonds shall have plainly written or pri face, Warren city sewer bonds; shall bear interest at a rate five per centum per annum, payable semi-annually, shall be at the office of the treasurer of said city, shall mature at su exceeding ten years, as said council shall determine, and sha for less than their par value.

SECTION 4. Said council is hereby authorized to levy of tax, upon all the taxable property of said city, as may be pay the principal and interest of such bonds, when the same

SECTION 5. After the course and termination of such se determined upon by said council, it shall cause plans and thereof to be made, together with a map of the same, and a the cost, and shall appoint three competent persons to estima what amount shall be charged and assessed to each lot or p afforded local sewerage by the construction of such main sew

SECTION 6. The cost of such main sewer shall be paid in following: So much thereof as would be equal to the cost of for each lot or parcel of land not provided with local sewera sewers already constructed, but provided with local sewerage struction of such main sewer, as estimated under the provi tion five of this act, and the general laws for such purpose, sha upon each lot and parcel of land in the manner now provide the remainder of the cost of such main sewer shall be assessed upon all the taxable property of said city, in the same man for general purposes, and levied and collected in such am meet and pay the cost thereof, or the bonds issued therefor, provided, that no lot or parcel of land previously assessed sewerage, and then paid and provided with such local sewerag be assessed for local sewerage, or any sewerage other than assessment.

SECTION 7. The question of the propriety of constructi sewer or sewers, plans, specifications, maps, and estimates of have been made and submitted to public inspection, shall mitted to the electors of said city, at an election called for tha said council, of which at least ten days' notice shall be given i

er of general circulation in said city, and said notice shall be published ast twice, if in a weekly paper, and at least five times if in a daily er. Such election shall be held at the usual place of holding elections, conducted as other elections. The ballots shall have written or ted thereon, "Bonding city for sewers—Yes;" or, "Bonding city for ers—No." If at said election a majority of those voting on the ques-, vote "yes," the council shall at once proceed to construct such sewer, e assessments, and if necessary, issue bonds therefor; but if otherwise,

SECTION 8. Said original act is hereby repealed; and this act shall n force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 2, 1889.

[Senate Bill No. 549.]

AN ACT

uthorize the trustees of Rush township, Champaign county, to control and regulate the flow of water from artesian or flowing wells.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* t the trustees of Rush township, Champaign county, are hereby author- and empowered, and, upon the filing of a petition with the township k, signed by at least five persons, residents of the township and owners rtesian or flowing wells, setting forth the necessity thereof, they are uired to make and enforce such regulations as will prevent the unneces- waste of water from such wells, by requiring owners to attach reducers he pipes through which the water goes to waste, or in any other way which the flow of said wells may be regulated.

SECTION 2. It shall be the duty of the township clerk of the said nship, upon the filing in his office of the petition mentioned in the section of this act, to forthwith notify the trustees of such action, and trustees shall then proceed to make and enforce such regulations as be just and proper, and conformable to the provisions of this act.

SECTION 3. Any person the owner of an artesian or flowing well, or uping any property, either by lease or otherwise, where such well is uated, neglecting or refusing to comply with such regulations as may prescribed by the trustees, shall be deemed guilty of a misdemeanor, l, upon conviction thereof before any justice of the peace of said town-p, shall be fined in any sum not less than ten dollars, nor more than hundred dollars, to be paid into the general expense fund of the town-p.

SECTION 4. This act shall be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 2, 1889.

[House Bill No. 526.]

AN ACT

To authorize the trustees of Benton township, Paulding county, Ohio, to purchase lands for a cemetery and place the same in proper con purpose.

SECTION 1. *Be it enacted by the General Assembly of the* That the trustees of Benton township, Paulding county, Ohi authorized to borrow any sum of money, not to exceed o ($1,000.00) dollars, for the purpose of purchasing lands, la same and putting in proper condition for cemetery purpose township. The said trustees may issue the township bonds which shall be advertised and sold as provided by law, and ma tax duplicate of said township, in addition to the levy now sufficient amount to pay the interest and principal on said b may become due; provided, however, that the total amou said bonds may be issued shall not exceed one thousand do said bonds shall be due in not longer than ten years from the issue.

SECTION 2. This act shall take effect on and after its pas

ELBERT L. LA
Speaker of the House of R
WM. C.
President

Passed April 2, 1889.

[House Bill No. 671.]

AN ACT

To authorize the board of county commissioners of Fairfield county, O certain funds.

SECTION 1. *Be it enacted by the General Assembly of the S* That the board of county commissioners of Fairfield county, are hereby authorized to transfer from the dog tax fund to fund of said county the surplus in excess of one thousand ($1 lars of said dog tax fund in the county treasury of said count

SECTION 2. The said board of commissioners are likewise he ized and empowered to transfer from the dog tax fund of sai the building fund thereof, in each year for the next succeedin the surplus of said dog tax fund in excess of one thousand ($1 lars, that may accumulate each year within that time.

SECTION 3. This act shall be in force from and after its p

ELBERT L. LA
Speaker of the House of Re
WM. C.
President

Passed April 2, 1889.

[House Bill No. 1200.]

AN ACT

o authorize the village of new Bremen, in Auglaize county, Ohio, to borrow money and issue its bonds therefor, for the purpose of encouraging manufacturing enterprises in said village, by furnishing a site or natural gas free.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* 'hat the village of new Bremen, Auglaize county, Ohio, be and it hereby s authorized to issue its bonds for an amount not exceeding ten thousand ollars, for the purpose of encouraging manufacturing enterprises in said illage, by furnishing a site or natural gas free, either by drilling wells or ontracting with any company now furnishing the citizens of said village ith natural gas.

SECTION 2. Before such bonds or any of them shall be issued, the uestion of issuing the same shall be submitted to a vote of the qualified lectors of such village at a special election to be held at such time as the ouncil of such village shall appoint. The tickets voted shall have writ- en or printed thereon the words, "Authority to issue bonds—Yes;" or, Authority to issue bonds—No." If the proposition to issue bonds be pproved by two-thirds ($\frac{2}{3}$) of those voting upon the proposition, the village hall have authority to issue such bonds for the purpose provided in this ct.

SECTION 3. The council of such village, within ninety days after the assage of this act, shall publish notice of the submission of such question n the village newspapers, for at least ten days prior to such election; and uch election shall be held in all respects, not otherwise herein provided, s municipal elections are now required by law to be held in such village.

SECTION 4. Such bonds, when so authorized, shall be issued by the ouncil of such village, in denominations not less than one hundred ollars nor more than five hundred dollars, payable in such times, not xceeding ten years, as the council shall provide, with interest not exceed- ng six per cent. per annum, payable semi-annually, principal and inter- st payable at such place as the council may determine; they shall express pon their face the purpose for which, and the act under which issued, nd shall be signed by the mayor, and countersigned and registered by he clerk of the village, and shall not be sold for less than their face value.

SECTION 5. The council of such village is hereby authorized to levy tax, annually, not exceeding 5 mills on the taxable property within such illage, in addition to the tax now by law authorized to be levied, in such n amount as will each year be sufficient to pay the principal and interest hen falling due upon such bonds; provided, that the money so raised hall not be used for any other purpose than paying said bonds and the nterest thereon.

SECTION 6. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.

WM. C. LYON,
President of the Senate.

Passed April 2, 1889.

[House Bill No. 1238.]

AN ACT

To authorize the commissioners of Muskingum county, Ohio, to build a bri
Muskingum river, and to repeal an act passed April 4, 1888.

SECTION 1. *Be it enacted by the General Assembly of the St*
That the county commissioners of Muskingum county, Ohio,
hereby authorized and empowered to build a double track b
the Muskingum river, at such point on said river in the city of
in the vicinity of Underwood or Monroe streets, as the county co
may determine, in said county, to a point on the opposite
river, at a cost not exceeding thirty-five thousand ($35,000)
contracts for erecting the same shall be let according to law
however, before said commissioners shall build said bridge,
obtain the consent of the proper United States authorities to er
across said river.

SECTION 2. For the purpose of paying for the construc
same, the commissioners are hereby authorized to issue bonds of
at a rate of interest not exceeding six per cent. per annum, in
able semi-annually; said bonds to be paid within ten years
thereof, at the discretion of the commissioners, and the same sha
signed, and sold according to law.

SECTION 3. For the purpose of paying the bonds and
thereon, as the same become due and payable, the commissione
by required to levy, annually, on all taxable property within th
sum sufficient to pay the same, in addition to all other taxes
by law.

SECTION 4. That an act entitled "an act to authorize th
sioners of Muskingum county, Ohio, to build a bridge across t
gum river," passed April 4, 1888, is hereby repealed; and th
take effect on and after its passage.

ELBERT L. LAM
Speaker of the House of Rep
WM. C.
President of

Passed April 2, 1889.

[House Bill No. 1312.]

AN ACT

To authorize the sale of certain public lands in the village of Jefferso
county, Ohio.

SECTION 1. *Be it enacted by the General Assembly of the St*
That the mayor and council of the incorporated village of Jeffe
county of Ashtabula, state of Ohio, are hereby authorized to sell
sale, and to convey by deed, to be executed by the mayor, by t
the council, the public squares in said village, situated at the so
southwest corners of the intersection of Jefferson and Chestnu

aid village; provided, that said sale shall not be made until after the ritten consent of the owners of adjacent lands have been obtained that aid sale may be made, and such consent when so obtained shall be recorded n the records of the proceedings of the mayor and council of said village.

SECTION 2. The proceeds arising from such sales shall be paid to the reasurer of said village, to be used for the improvement of the village nder the direction of the mayor and council thereof.

SECTION 3. This act shall be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 2, 1889.

[House Bill No. 1332.]

AN ACT

To authorize the county commissioners of Henry county to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* hat the county commissioners of Henry county, Ohio, be and are hereby uthorized to transfer, permanently, from the surplus poor fund of said ounty to the general county fund of said county, the sum of two thou- and dollars ($2,000).

SECTION 2. This act shall take effect and be in force from and fter its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 2, 1889.

[House Bill No. 1340.]

AN ACT

To amend section one of an act passed March 9, 1882, entitled "an act to create a special school district in certain townships in Montgomery county."

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* hat section one of an act passed March 9, 1882, entitled "an act to create special school district in certain townships in Montgomery county," is ereby amended to read as follows:

Sec. 1. That the territory in the county of Montgomery, in the ownships of Van Buren and Mad River, described as follows, to-wit: he territory in Van Buren township bounded by beginning at the north- west corner of section 14, town. 2, R. 7, M. R. on the township line; hence running south on section line to half section line of section 14;

thence east to the Greene county line; thence south to the S
pike leading from Dayton; thence westward with the center o
to its intersection with the west line of the tract of land in
belonging to Shaker society; thence south on said west
southwest corner of said tract; thence west on half section lin
13 and 19 to the middle corner of section 19; thence sou
section line about 80 rods; thence west on a line parall
south lines of sectins 19 and 25, to the half section of
thence north to the middle of section 25; thence west o
tion line to the southeast corner of Charles Fauver's 42
thence north with said Fauver's east line to the southeast co
Wead's 105 acre tract; thence north with said Wead's east li
Frederick Schutte's south line; thence west with F. Schut
Steffen's south lines to the half section line of section 32; the
the township line; thence with the township line east to t
beginning; and also, the following described tract, situated i
township, bounded by beginning at the half section corner o
line of section 33 on township line; thence running north on
line to the middle corner of section 33; thence east on half s
of sections 33 and 27 to its intersection with the corporation
city of Dayton, running north and south; thence north with
ation line to the center of the Dayton and Xenia pike; thenc
pike south-eastwardly to section line between sections 27 and
east with said section line to the center of the Smithville r
south with said road to the center of the Dayton and Xenia p
east with the center of said pike to the point of its intersecti
half section line of [section] 21, town. 2, R. 7; thence south
tion line to the township line; thence west on the township
place of beginning—be and the same is hereby created and c
special school district, to be known as special school district
Buren and Mad River townships.

SECTION 2. Said original section one of the act aforesaid
same is hereby repealed.

SECTION 3. This act shall take effect and be in force fro
its passage.

ELBERT L. LAM
Speaker of the House of Re
WM. C.
President

Passed April 2, 1889.

[House Bill No. 1346.]

AN ACT

To authorize the trustees of Somers township, Preble county, Ohio, to
commissioners of said county sixteen hundred dollars, to repair the E
erville improved road.

SECTION 1. *Be it enacted by the General Assembly of the State*
the trustees of Somers township, Preble county, Ohio, be a
authorized and empowered to donate to the commissioners of
of Preble, the sum of sixteen hundred dollars, which has be

them from the citizens of said township, for the purpose of repairing e washout of the road bed of the Eaton and Somerville improved road, a point where said road crosses Seven Mile creek in said township, near e southern boundary line of said county of Preble.

SECTION 2. Said county commissioners shall use said money so nated to them as aforesaid in constructing said road at said washout as e same is now, or may hereafter be re-located by said commissioners, and no other purpose whatever.

SECTION 3. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 2, 1889.

[Senate Bill No. 324.]

AN ACT

To sub-divide Lemon township, of Butler county, Ohio, into election precincts.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* at the township of Lemon, in Butler county, and state of Ohio, be and e same is hereby divided into four election precincts, as follows:

1st. All that part of Lemon township bounded and described thus: ginning on the county line dividing Butler and Warren counties, at a int being the northeast corner of section number seven; and thence west the section line dividing sections Nos. 7 and 8, and 13 and 14; thence uth on section line dividing sections 13 and 19; thence west on the dlow line to the great Miami river; thence south-westwardly along the ami river to the township line dividing Lemon and Liberty townships; ence eastward on the township line to the county line of Butler county; ence north on the county line to the beginning; and it shall be known the Monroe election precinct, and the inhabitants thereof shall vote at e town of Monroe, in said precinct.

2d. All that part of Lemon township bounded and described thus: ginning on the county line dividing the counties of Butler and Warren, a point being the northeast corner of section number seven; thence st on the section line dividing sections 7 and 8, and 13 and 14; ence south on the section line dividing sections 13 and 19; thence west Ludlow's line to the great Miami river; thence northwardly along the eat Miami river to the southwest corner of the corporation line of the y of Middletown; thence east on the south side of said city to the Yan- e road; thence south-eastwardly on the Yankee road, to the northeast rner of section No. 26; thence eastwardly on the Warren county canal ad to the Butler and Warren county line; thence south on the county ne, to the northeast corner of section No. 7, and shall be known as the manda precinct, and the inhabitants thereof shall vote at the town of manda, in said precinct.

3d. All that part of Lemon township bounded and described thus:

Beginning on the county line dividing Butler and Warren
the northeast corner of section number 8; thence north on
line to the northeast corner of section number 12, at the great M
thence south-westwardly along the great Miami river, to the
corner of the corporation line of the city of Middletown; thence
along the north corporation line to the east corporation line
thence southwardly on the east corporation line of the city, to
east corner of the corporation limits of said city; thence wes
the south corporation line of the city to the Yankee road; th
eastwardly on the Yankee road to the northeast corner of secti
26; thence eastwardly on the Warren county canal road to
line, and shall be known as the North election precinct of Le
ship, and the inhabitants thereof shall vote at some suitable p
tions Nos. 21 or 22, as shall be determined upon by the trus
township of Lemon.

4th. All that part of Lemon township lying and being
corporation limits of the city of Middletown shall be kn
Middletown precinct, and there shall be one voting place i
every ward therein, and the inhabitants of each ward shall
places designated in each ward thereof, at all elections require

SECTION 2. The trustees of the township shall be judges
in the precinct in which he may be an inhabitant. And in
an additional judge or judges, or clerk or clerks shall be neces
an election in any precinct, or at any place of voting therein
tional judge, or judges and clerks, shall be elected by the elec
viva voce, and the judges and clerks shall make oath as requ
before entering upon the discharge of their duties, and each s
the same compensation as provided by law for judges and cl
tions; and all elections in each precinct shall be conducted in
as required by the laws of the state of Ohio.

SECTION 3. That no township assessor shall be elected for
of Middletown other than the assessors by wards in the city of M
at the municipal election held on the first Monday of April, a

SECTION 4. An act entitled an act to sub-divide the no
precinct of Lemon township, Butler county, Ohio, passed Ap
1885, O. L., vol. 82, page 338, be and the same is hereby repeal
other laws and acts sub-dividing Lemon township into votin
be and the same are hereby repealed.

SECTION 5. This act shall take effect and be in force fro
its passage.

ELBERT L. LAM
Speaker of the House of Re
WM. C.
President o

Passed April 3, 1889.

[Senate Bill No. 521.]

AN ACT

Supplementary to an act entitled "an act to provide for the erection of bri
creek and the Cincinnati, Hamilton & Dayton railroad, in Hamilton c
May 4, 1877 (O. L., vol. 74, p. 503, as amended, O. L., vol. 77, p. 369,
84, p. 356).

SECTION 1. *Be it enacted by the General Assembly of the S*
That the following be enacted as supplementary to the act of

(O. L., volume 74, page 503, as amended, O. L., volume 77, page 369, and O. L., volume 84, page 356).

SECTION 2. The board of county commissioners of Hamilton county, Ohio, is hereby authorized and shall have full power, anything in any enactment to the contrary notwithstanding, to construct and extend the improvement provided for in the act of May 4th, 1877 (O. L., volume 74, page 503), and the acts amendatory thereof, by constructing a bridge over the railroad tracks and other railroad property on the eastern side of Mill creek, at Liberty street, in the city of Cincinnati, and to further continue the necessary trestle work on said street between Garrard avenue and State avenue such distance as may be necessary to make proper approaches and connections for said improvement; to enable which to be done and to pay the cost of the same, the board of public affairs of the city of Cincinnati, Ohio, is hereby authorized and directed to cause to be issued bonds of the said city of Cincinnati, Ohio, in the sum of sixty-eight thousand dollars ($68,000), bearing interest at a rate not exceeding 4 per centum per annum, interest payable semi-annually, said bonds being payable fifty years after date, or in thirty years after date, at the option of the board of trustees of the sinking fund of said city; said interest and the principal of said bonds being payable out of the sinking fund of said city.

SECTION 3. The proceeds of said bonds shall be paid into the county treasury upon the order of the board of public affairs of said city, and so much of said proceeds as may be necessary shall be expended in making said improvement upon the orders of the board of commissioners of said county, after the fund otherwise provided for said improvement shall have been exhausted. Upon the completion of said improvement and the extension thereof provided for herein, any unexpended remainder of the said fund received as the proceeds of said bonds of the city of Cincinnati, shall be returned to the city treasurer by order of the said board of county commissioners, and shall be placed to the credit of the sinking fund of said city.

SECTION 4. This act shall take effect and be in force from [and] after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 3, 1889.

[Senate Bill No. 553.]

AN ACT

To change the name of Martha E. Shaw.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the name of Martha E. Shaw, a resident of Shelby, county, Ohio, be and the same is hereby changed to that of Martha E. Black.

SECTION 2. That said change shall in no way affect the
leges, and liabilities of said person.

SECTION 3. This act shall take effect on its passage.

ELBERT L. LA
Speaker of the House of R
WM. C.
President

Passed April 3, 1889.

[House Bill No. 1048.]

AN ACT

To authorize the commissioners of Morrow county, Ohio, to transfer a ce
the dog fund of said county to the use of the agricultural society of s

SECTION 1. *Be it enacted by the General Assembly of the* That the commissioners of Morrow county, Ohio, be and the authorized to transfer to the agricultural society of said cou of twenty-five hundred ($2,500.00) dollars out of any money i treasury to the credit of the dog fund of said county. The s transferred to be used by the said society in the payment of the i of said agricultural society, occasioned by the purchase of g improving the same.

SECTION 2. Provided, however, [that before] the said co shall be authorized to act, as provided for in section one of t shall submit the question of such transfer of money to the q tors of said Morrow county, at some annual or special electio of which shall be given for two consecutive weeks by publica newspapers of opposite political parties and general circulatio the county. At the said election the electors voting in favor osition shall have written or printed on their ballots the w transfer of dog fund—Yes;" those voting against said transfe written or printed on their ballots the words: "For transfer o No." If, at said election, a majority of the votes cast on said be in favor of said transfer, then and only then shall the co be empowered to transfer the fund provided for in said sectio act.

SECTION 3. This act shall be in force and take effect from passage.

ELBERT L. LA
Speaker of the House of R
WM. C.
President

Passed April 3, 1889.

[House Bill No. 1189.]

AN ACT

To authorize the village of Ottawa, Putnam county, to borrow money and issue its bonds therefor, for the purpose of sinking wells for natural gas, purchasing and laying pipes, and supplying said village and the citizens thereof with natural gas for public and private use and consumption.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, hat the village of Ottawa, Putnam county, Ohio, be and it hereby is au-horized to issue its bonds for an amount not exceeding twenty-five thou-nd dollars ($25,000), for the purpose of leasing or purchasing the necessary s lands, sinking wells thereon for natural gas, purchasing and laying pipes, d constructing the necessary buildings, fixtures and machinery to sup-y such village and the citizens thereof with natural gas for public and ivate use and consumption.

SECTION 2. Before such bonds or any of them shall be issued, the uestion of issuing the same shall be submitted to a vote of the qualified ectors of such village, at a special election, to be held at such time as the ouncil of such village shall appoint. The tickets voted shall have written or rinted thereon the words, "Authority to issue gas bonds—Yes;" or, Authority to issue gas bonds—No." If the proposition to issue bonds be pproved by a two-thirds majority of those voting upon the proposition, he village shall have authority to issue such bonds for the purpose named, s provided in this act.

SECTION 3. The council of such village, within 60 days after the assage of this act, shall publish notice of the submission of such question n some newspaper published in such village, for at least ten days prior to uch election, and such election shall be held in all respects, not otherwise erein provided, as municipal elections are now required by law to be eld in such village.

SECTION 4. Such bonds, when so authorized, shall be issued by the ouncil of such village in denominations not less than one hundred or nore than five hundred dollars, payable in such times, not exceeding wenty years, as the council shall provide, with interest not exceeding six er cent. per annum, payable semi-annually, principal and interest pay-ble at such place as the council may determine. They shall express upon heir face the purpose for which, and the act under which issued, and hall be signed by the mayor, and countersigned and registered by the lerk of the village, and shall not be sold for less than their face value.

SECTION 5. No more of such bonds shall be issued or sold than is ecessary for, and required by the actual and necessary cost and expense f acquiring sufficient gas territory, sinking such number of wells thereon s may be required for the purpose named, the purchase and laying of ipes and other necessary expenses; they shall be sold from time to time s the works progress, and in such amounts as shall be required and made ecessary by the progress, and for the proper completion of the works; and ll proceeds and moneys arising from such bonds shall be used exclusively or and applied to the payment of the work, labor, material and other xpenses necessary for the supply of gas for the purpose aforesaid.

SECTION 6. All moneys collected or received by the trustees of gas works of such village, from the village or the citizens thereof, for gas fur-nished or consumed for public and private use, and all net income, revenue nd profits arising therefrom, shall be pledged and applied to the payment

of such bonds and interest; and the council of such village is thorized to levy a tax annually, not exceeding 4 mills on t property within such village, in addition to the tax now aut law to be levied, in such amount as will each year be sufficient principal and interest then falling due upon such bonds, and sinking fund for the gradual extinguishment of such bonds.

SECTION 7. All moneys so applicable to the payment of s which shall come into the hands of such board of trustees before s or any of them become due, shall be used to purchase such b vested under the order of the council as a sinking fund, to be the payment of such bonds as they become due.

SECTION 8. This act shall take effect on its passage.

ELBERT L. LAM
Speaker of the House of Rep
WM. C.
President of

Passed April 3, 1889.

[House Bill No. 1208.]

AN ACT

To divide Ross township, Butler county, into two election precin

SECTION 1. *Be it enacted by the General Assembly of the S* That Ross township, Butler county, Ohio, be divided into t precincts, and said two election precincts shall be known as th south precincts of said township, and shall be divided by th line, to-wit: Beginning at the middle of the western line of se Ross township; thence due east through the middle of section and 15, to the eastern line of section 15; thence north to the corner of the lands of the late John Riley; thence east throu 14 and 13 to the eastern line of said Ross township.

SECTION 2. This act shall take effect and be in full force fro its passage.

ELBERT L. LAM
Speaker of the House of Re
WM. C.
President o

Passed April 3, 1889.

[House Bill No. 1228.]

AN ACT

To authorize the council of the incorporated village of Logan, Ohio, to iss levy a tax for the purposes therein named.

SECTION 1. *Be it enacted by the General Assembly of the S* That the council of the incorporated village of Logan, Hock Ohio, are hereby authorized to issue the bonds of said village in

t to exceed the sum of five thousand and five hundred dollars ($5,500), bear interest not to exceed the rate of six per cent. per annum, payable ni-annually, for the following purposes: For macadamizing Gallagher enue from the bridge across the Hocking canal, to the depot of the Co-nbus, Hocking Valley and Toledo Railway Company, the sum of two ousand dollars; for constructing a bridge across the Hocking canal at e point where Front street of said village crosses said canal, the sum of o thousand dollars; and for the purchase of lot No. 169 of said incorpor-d village in order to widen and extend Orchard street thereof, the sum fifteen hundred dollars. Said bonds shall be payable five hundred dol-s each year after their issue, and shall not be sold for less than their par lue; and said bonds shall be signed by the mayor and clerk of said lage.

SECTION 2. For the purpose of raising the money to pay said bonds, d the interest thereon, as they mature, said council is hereby authorized levy a tax sufficient to meet the same, in addition to the taxes now au-orized by law.

SECTION 3. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 3, 1889.

[House Bill No. 1254.]

AN ACT

To authorize the trustees of Orange township, Hancock county, Ohio, to levy a tax to construct gravel or macadamized roads, pikes and highways in said township.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That e township trustees of Orange township, in Hancock county, aforesaid, be d they are hereby authorized and empowered to assess and levy upon l the taxable property of said township, a tax not exceeding three mills on the dollar of the valuation of all said taxable property, in any one ar, in addition to the amount of taxes now authorized by law, for the rpose of constructing, graveling, macadamizing and piking roads and ghways in said township, and for no other purpose whatever.

SECTION 2. That said trustees are further authorized and empowered assess and levy a tax of two mills additional to said three mills named in e foregoing section on all the taxable property along each side and with-half a mile of any pike which said township trustees may order to be nstructed in said township, for the purpose of constructing such pike the line designated by said township trustees; and the proceeds rived by said additional levy of two mills as aforesaid shall be used in nstructing said pike for which said assessment and levy are made on id designated line, and for no other purpose whatever, and nothing in is act shall be construed to empower the trustees of said township to sess or levy any tax beyond or outside of the boundaries of said Orange wnship.

SECTION 3. The question of levying said tax and of
said roads and highways shall be submitted to a vote of the q
tors of said township, at the regular spring election on the firs
April, 1889. The tickets voted at said election shall hav
printed thereon the words, "Taxation for road improvement
"Taxation for road improvements—No;" and a majority vo
such taxation shall authorize the levying of said tax and c
graveling, macadamizing and piking of said roads and highw

SECTION 4. Said tax hereby authorized shall be place
grand duplicate of the county auditor of Hancock county af
shall be collected as other taxes upon said tax duplicate are c
shall be paid in money, and shall be a township road fund, i
ship, under the direction, control and application of the tru
township, and shall be by them applied toward construc
macadamized or piked roads and highways in said towns
gravel and macadamized roads or pikes and highways, as may
best by said trustees; provided, that no assessment or levy
pose shall be made under the provisions of this act after the
nineteen hundred.

SECTION 5. This act shall take effect from and after its

ELBERT L. LA
Speaker of the House of R
WM. C.
President

Passed April 3, 1889.

[House Bill No. 1258.]

AN ACT

To repeal an act entitled "an act to authorize the commissioners of H
to improve the public roads of said county," passed March 8,

SECTION 1. *Be it enacted by the General Assembly of the*
That the above entitled act, passed March 8, 1887 (vol. 84, p.
the same is hereby repealed.

SECTION 2. This act shall take effect from and after its

ELBERT L. LA
Speaker of the House of R
WM. C.
President

Passed April 3, 1889.

[House Bill No. 1262.]

AN ACT

To authorize the commissioners of Muskingum county, Ohio, to build
the Muskingum river, and to repeal an act passed March 8,

SECTION 1. *Be it enacted by the General Assembly of the*
That the county commissioners of Muskingum county, O

hereby authorized and empowered to build a double track bridge oss the Muskingum river from a point on the farm of Wm. Frazier, in ush Creek township, on the west side of the river, to a point on the posite side of said river in Wayne township, on the farm of Wm. Early, a cost not exceeding fifty thousand ($50,000) dollars; all con-cts for erecting the same shall be let according to law; provided, how-er, before said commissioners shall build said bridge, they must obtain consent of the proper United States authorities to erect the same oss said river.

SECTION 2. For the purpose of paying for the construction of the ne, the commissioners are hereby authorized to issue the bonds of the unty at a rate of interest not exceeding six per cent. per annum, inter- payable semi-annually; said bonds to be paid within ten years of the te thereof, at the discretion of the commissioners, and the same shall be ued, signed and sold according to law.

SECTION 3. For the purpose of paying the bonds and the interest reon as the same become due and payable, the commissioners are here- required to levy annually on all taxable property within the county, um sufficient to pay the same, in addition to all other taxes authorized law.

SECTION 4. That an act entitled "an act to authorize the commis-ners of Muskingum county, Ohio, to build a bridge across the Muskin-m river," passed March 8, 1888, is hereby repealed; and this act shall in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 3, 1889.

[House Bill No. 1263.]

AN ACT

authorize the council of the incorporated village of Taylorsville, Muskingum county, Ohio, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* at the council of the incorporated village of Taylorsville, Muskingum unty, Ohio, be and are hereby authorized to transfer the following funds, z: $125.00 from the corporation fund to the street and alley fund; $25.00 om building fund to street and alley fund; $50.00 from building fund water supply fund.

SECTION 2. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 3, 1889.

[House Bill No. 1284.]

AN ACT

To authorize the commissioners of Clermont county to construct certa roads.

SECTION 1. *Be it enacted by the General Assembly of the* That the commissioners of Clermont county, Ohio, be and th authorized to construct the following free turnpike roads, to ning at a point in the Lindale and Nicholsville free pike dence of John Donham; thence in a southerly direction with (known as the Laurel road), as nearly as practicable, crossing creek at the new iron bridge near the residence of Jacob G with said road, as nearly as practicable, to intersect the N and Nicholsville free pike at a point near the residence of One beginning near the residence of Williams' corner, on th turnpike road, to the Milford and Chillicothe free pike, com the late residence of Charles Williams, deceased, on said Wi and Boston free pike, in Clermont county, Ohio, and endin post office, on said Milford and Chillicothe free pike, followi practicable, the old road bed, by the way of Craver's post offi mencing in the county road leading from Newtown, in Han to Perrins' Mills, in Clermont county, at the intersection th Milford road at south Milford station on the O. & N. W. eastwardly on said Perrintown road to the Mount Carmel road a residence, and thence a southerly course along or near the roads to the Batavia and Union bridge turnpike at Mount may locate and establish the same in whole or in part upon tofore established or laid out, and may adopt the same at its or may widen and enlarge the same, and may settle direc owners any question of damage or compensation arising their acts.

SECTION 2. Said commissioners may issue bonds for th of said roads, if they deem best; provided, the same shall no at a greater rate than six per cent. per annum, nor be sold par. And said commissioners may levy a tax upon all th said county, in addition to that now allowed by law, to buil to meet the payment of said bonds, if any be issued.

SECTION 3. Before proceeding to construct said roads, sioners may require and secure from those interested in sai scription or donation of twenty per centum of the cost ther in their construction.

SECTION 4. That a majority of said board of commiss necessary at any regular session to agree upon specificati said improvements, or any part thereof.

SECTION 5. This act shall take effect and be in force its passage.

ELBERT L. L
Speaker of the House of

WM.
Presiden

Passed April 3, 1889.

[House Bill No. 1326.]

AN ACT

To divide Walnut township, Fairfield county, into two election precincts.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, at Walnut township, Fairfield county, Ohio, be divided into two election precincts, and said two election precincts shall be known as the Lockbourne and Hadley Junction precincts, and shall be divided by the following line, to-wit: Beginning at the west line of said township at the south-west corner of section seven and running east on the south line of sections seven, eight, nine, ten, eleven and twelve to the east line of said township.

SECTION 2. This act shall take effect from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.

WM. C. LYON,
President of the Senate.

Passed April 3, 1889.

[House Bill No. 1334.]

AN ACT

To authorize the council of the village of Holgate, Henry county, Ohio, to borrow money and issue bonds therefor, for the purpose of procuring territory, sinking wells for natural gas, purchasing and laying pipes, and supplying said village and the citizens thereof with natural gas for public and private use and consumption.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, that the council of the village of Holgate, Henry county, Ohio, be and is hereby authorized to issue bonds for an amount not exceeding five thousand dollars ($5,000), for the purpose of leasing or purchasing the necessary lands, sinking wells thereon for natural gas, purchasing and laying pipes and constructing the necessary buildings, fixtures and machinery to supply said village and the citizens thereof with natural gas for public and private use and consumption.

SECTION 2. Before said bonds shall be issued, the question of issuing them shall be submitted to a vote of the qualified electors of said village, at a special election, to be held at such time as the council of said village may appoint. The tickets voted shall have written or printed thereon the words, "Authority to issue gas bonds—Yes;" or, "Authority to issue gas bonds—No." If the proposition to issue bonds be approved by two-thirds of the qualified electors of said village voting at said election, the council shall have authority to issue said bonds for the purpose named as provided in this act.

SECTION 3. The council of said village, within six months after the passage of this act, and at least ten days prior to said election, shall publish notice of the submission of such question in a newspaper published in said village, and said election shall be held in all respects not otherwise herein

provided as municipal elections are now required by law to be h village.

SECTION 4. Said bonds shall be issued by the council of s in denominations not less than one hundred nor more than fiv dollars, payable at such times, not exceeding ten years, as t may determine, with interest not exceeding six per cent. pe payable semi-annually, principal and interest payable at such pl council may direct. Said bonds shall express on their face th for which and the act under which issued, and shall be sign mayor and countersigned and registered by the clerk of said v shall not be sold for less than their face value.

SECTION 5. The council of said village is hereby authoriz a tax annually in such amount as will be sufficient to pay t pal and interest falling due on said bonds.

SECTION 6. This act shall take effect and be in force from a passage.

ELBERT L. LAM
Speaker of the House of Rep
WM. C. I
President of

Passed April 3, 1889.

[House Bill No. 1360.]

AN ACT

Authorizing the city of Piqua to borrow money and issue bonds for the pur ing certain improvements therein named.

SECTION 1. *Be it enacted by the General Assembly of the St* That the city council of the city of Piqua be and said council authorized to issue bonds in any sum not exceeding sixty-five dollars, in denominations not exceeding one thousand do bearing interest not to exceed six per cent. per annum, pay annually, to be designated as improvement bonds, and to be not less than ten nor more than twenty years from their date, council may determine. The purposes for which said bonds are to be issued is [are] to pay expenses in extending the corporate lir city, opening, widening and extending streets and alleys, and i repairing and lighting the same, the extension of water mains struction of sewers, and the appropriation, purchase, and impr real estate for the use of the corporation.

SECTION 2. Said bonds shall be sold for not less than their and the proceeds thereof shall be placed in the city treasury, an paid out upon the appropriation and order of the city council f poses aforesaid.

SECTION 3. The city council of said city of Piqua shall l ally, on all property in said city, a tax sufficient in rate and pay the accruing interest on such bonds, and to provide a sinki pay said bonds at maturity, and such levy may be additional i amount to the taxes authorized by law to be levied for any and al

SECTION 4. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 3, 1889.

[House Bill No. 1363.]

AN ACT

To authorize the trustees of Riley township, Putnam county, Ohio, to expend upon the public roads of said township, the surplus of money which has accrued from the levy authorized by the act of April 13, 1880 (77 O. L., page 393).

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That [the] trustees of Riley township, in Putnam county, Ohio, be and they are hereby authorized and empowered to expend, in the improvement and repair of any of the public roads of said township, the surplus money accrued, and now on hand, from the four-mill levy authorized by the act of April 13th, 1880 (O. L., vol. 77, page 393).

SECTION 2. This act shall be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 3, 1889.

[House Bill No 1372.]

AN ACT

To authorize the council of the village of New Philadelphia, Tuscarawas county, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the council of the incorporated village of New Philadelphia, Tuscarawas county, Ohio, be and the same are hereby authorized and empowered to transfer ($1,200.00) one thousand two hundred dollars from the police fund, as follows: one thousand dollars of said fund to the general fund, and two hundred dollars to the cemetery fund of said village.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 3, 1889.

[House Bill No. 1374.]

AN ACT

To authorize the trustees of Stonelick township, Clermont county, to approp to aid in the construction of a certain turnpike road.

SECTION 1. *Be it enacted by the General Assembly of the Stat* That the trustees of Stonelick township, in the county of Cler and are hereby authorized to appropriate the sum of one hundre ($100.00) out of any funds they may deem best, for the purpose in the construction of a free turnpike road, extending to and pa the Stonelick cemetery grounds, in said Stonelick township.

SECTION 2. This act shall take effect on and after its passag

ELBERT L. LAMPS
Speaker of the House of Repre
WM. C. LY
President of

Passed April 3, 1889.

[House Bill No. 1375.]

AN ACT

To authorize the council of the village of Loveland, in the counties of Clerm ilton and Warren, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the Stat* That the council of the village of Loveland, Clermont, Hami Warren counties, Ohio, be and the same is hereby authorized and ered to transfer two hundred dollars ($200) from the village po to the street fund of said village.

SECTION 2. This act shall take effect and be in force from its passage.

ELBERT L. LAMPS
Speaker of the House of Repre
WM. C. LY
President of

Passed April 3, 1889.

[House Bill No. 1385.]

AN ACT.

To authorize the village of Prospect, Marion county, Ohio, to transfer f

SECTION 1. *Be it enacted by the General Assembly of the Stat* That the council of the incorporated village of Prospect, Marion Ohio, be and the same is hereby authorized to transfer six hundr from the building to the general fund, and three hundred dol

marshal and police fund to the general fund, and one hundred dollars m the fire fund to the general fund.

SECTION 2. This act shall be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 3, 1889.

[House Bill No. 1386.]

AN ACT

authorize the council of the incorporated village of Wadsworth, Medina county, Ohio, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* at the council of the incorporated village of Wadsworth, Medina county, io, be and is hereby authorized to transfer two hundred dollars ($200) m the general fund to the sanitary and street repair fund of said village.

SECTION 2. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 3, 1889.

[House Bill No. 1388.]

AN ACT

authorize the school board of the special school district in north precinct, Union township, Ross county, Ohio, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That school board of the special school district in north precinct, Union nship, Ross county, Ohio, be and they are hereby authorized to trans- two hundred and sixty dollars from the school fund of said special ool district to the cemetery fund of said north precinct.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 3, 1889.

[House Bill No. 1389.]

AN ACT

To authorize the council of the village of Athens to transfer certain

SECTION 1. *Be it enacted by the General Assembly of the St* That the council of the incorporated village of Athens be an authorized to transfer the sum of two thousand dollars from fund to the street or road fund.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAM
Speaker of the House of Rep
WM. C. I
President of

Passed April 3, 1889.

[House Bill No. 1391.]

AN ACT

To authorize the incorporated village of Bridgeport, Ohio, to issue bonds fo of constructing a system of water pipes and tanks for supplying water to

SECTION 1. *Be it enacted by the General Assembly of the St* That the incorporated village of Bridgeport, Ohio, is hereby au issue bonds of said village in the sum not exceeding twenty-fiv dollars, in denominations not less than one hundred dollars nor one thousand dollars, bearing interest at a rate not exceeding si per annum, payable semi-annually, and redeemable at such tir cil may by ordinance prescribe, not more than forty years from

SECTION 2. Said bonds shall be signed by the mayor an signed by the clerk of said village, and shall not be sold for less par value, and may be sold at such times and in such amounts to time, as will best subserve to carry out the purpose for whi issued.

SECTION 3. The proceeds of said bonds shall be used for t of constructing a system of pipes and tanks for supplying water village and the inhabitants thereof, by a complete system of and tanks, to be constructed under the direction of the council, and controlled by said village.

SECTION 4. If any bonds of said village be issued as h provided, it shall be the duty of the council of said village, and cil is hereby authorized, annually thereafter, until the same an est thereon shall be paid, to levy a tax on all the taxable prope village sufficient to provide for the payment of the interest a the bonds so issued, and to create a sinking fund for the payn principal of the bonds as they may fall due.

SECTION 5. The question of issuing such bonds shall be to the vote of the qualified electors of said village, at a genera

lection held in said village, of which twenty days' notice shall be given by publication in a newspaper of general circulation in said village, and notices posted in fifteen of the most public places in said village. Those in favor of water works pipes and tanks and issuing said bonds shall vote, "Water works pipes and tanks—Yes;" and those opposed to water works pipes and tanks and issuing bonds shall vote, "Water works pipes and tanks—No." If a majority of the votes cast at said election are in favor of water works pipes and tanks and the issue of said bonds, then the council shall proceed to issue said bonds, and not otherwise.

SECTION 6. This act shall be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.

WM. C. LYON,
President of the Senate.

Passed April 3, 1889.

[House Bill No. 1408.]

AN ACT

To authorize the trustees of Rockport township, Cuyahoga county, to levy a tax and build cemetery vaults.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the trustees of Rockport township, Cuyahoga county, Ohio, are hereby authorized to levy a tax of two-tenths of a mill per year, for two years, for the purpose of building two cemetery vaults in said township, and to use for same purpose, in addition to said levies, any or all unused money in cemetery fund.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.

WM. C. LYON,
President of the Senate.

Passed April 3, 1889.

[House Bill No. 1409.]

AN ACT

To divide Willoughby township, in Lake county, into two election precincts.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That Willoughby township, in the county of Lake, and state of Ohio, be and the same is hereby divided into two election precincts, one to be known as the east precinct and one as the west precinct, and said west precinct shall include the territory, and only such territory, as lies within

the boundaries of tracts three, four, five, seven, eleven, twelv
the same lying in the west part of said Willoughby township,
ing place of said precinct shall be at Wickliffe.

SECTION 2. This act shall take effect and be in force fr
its passage.

ELBERT L. LA
Speaker of the House of R
WM. C.
President

Passed April 3, 1889.

[House Bill No. 1110.]

AN ACT

To authorize the village of Hilliard, Franklin county, to issue bonds for grading and dressing Main street with crushed stone.

SECTION 1. *Be it enacted by the General Assembly of the S*
That the council of the incorporated village of Hilliard, Fran
Ohio, be and the same is hereby authorized to issue the bond
lage in any sum not exceeding two thousand dollars, bearing
rate not exceeding seven per cent. per annum, for the purpo
ing funds to pay for grading and dressing Main street with cr

SECTION 2. Said bonds shall be payable at such times, n
eight years from the respective dates thereof, as said council
mine; they shall be in denominations of not less than fifty
not more than one hundred dollars, as said council may dire
be issued and sold according to law.

SECTION 3. That for the purpose of paying said bonds a
est thereon, as the same may become due, the said counc
authorized to levy a tax on all the taxable property of said
exceeding three mills on the dollar, in any one year, in ad
taxes now authorized by law to be levied, which levy shall b
the duplicate by the auditor of said county, and collected as

SECTION 4. This act shall take effect and be in force fr
its passage.

ELBERT L. LA
Speaker of the House of R
WM. C.
President

Passed April 5, 1889

[House Bill No. 1215.]

AN ACT

Authorizing the village of Dresden, Muskingum county, Ohio, to issue purpose of purchasing a site and erecting thereon a town hall and en

SECTION 1. *Be it enacted by the General Assembly of the S*
That the village of Dresden, Muskingum county, Ohio, is he

ed to issue bonds, not to exceed thirteen thousand dollars ($13,000), in nominations not less than fifty, nor more than five hundred dollars, for e purpose of purchasing a site and erecting thereon a town hall, to be ed for engine room and other purposes. Said bonds shall bear not more an six per cent. interest, and shall not sell for less than par, and may made to run for such time as the council of said village may provide ordinance, providing for such issue of bonds.

SECTION 2. That for the purpose of paying said bonds and accrued terest thereon as the same become due, the said village is hereby author- ed and empowered to levy and assess a tax upon all taxable property of id village, not exceeding three mills, in addition to the amount allowed law, every year during the time said bonds have to run, sufficient in nount each year to pay the interest on, and to redeem that portion of id bonds issued in pursuance of this act, that will fall due during such ar. And the money so raised shall not be used for any other purpose an for the paying of said bonds and interest thereon.

SECTION 3. The bonds mentioned in this act shall not be issued ntil after the question of issuing the same shall have first been sub- itted to the electors of said village, either at any general or special elec- on, that may be called for the purpose, and a majority of the ballots of e electors voting upon such question be cast in favor of such issue of onds. The ballots shall have written or printed upon them, "Issue of onds for town hall—Yes;" "Issue of bonds for town hall—No." The uncil of said village may, by resolution at any regular meeting, call such ecial election, or [to] decide to submit such question at the general unicipal election. Such resolution shall be published for two consecu- ve weeks in a paper published in said village, and shall also contain otice of the time and place or places for the holding of such election, and ch resolution shall also state the maximum amount of bonds proposed be issued.

SECTION 4. This act shall take effect and be in force from and after s passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 5, 1889.

[House Bill No. 1264.]

AN ACT

For the relief of John Cunningham.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* hat the local directors of sub-district No. 9, of Brushcreek township, uskingum county, Ohio, and the clerk of said township, be and they re hereby authorized to issue their certificate and order on the treasury f said township, to John Cunningham, for services as teacher in said sub- istrict, for the sum of one hundred and forty dollars ($140.00).

SECTION 2. This act shall take effect and be in force fro its passage.

ELBERT L. LA
Speaker of the House of R
WM. C.
President

Passed April 5, 1889.

[House Bill No. 1290.]

AN ACT

To authorize the commissioners of Brown county to construct a free tu county.

SECTION 1. *Be it enacted by the General Assembly of the S* That the commissioners of Brown county, Ohio, be and they authorized to build and construct a good and sufficient free the Brownstown and Arnheim road, beginning at Brownstown at the Arnheim and Ripley free turnpike road, in the village in said county.

SECTION 2. Twenty per centum of the cost of the constru free turnpike shall be paid by a tax on all the taxable propert mile of said free turnpike, and eighty per centum of the cost struction of said free turnpike shall be paid by a tax on all property of the county, and all other costs connected with the and construction of said free turnpike shall be paid for by the

SECTION 3. The said commissioners shall determine which the said twenty per centum shall be paid, which shall than five years nor more than ten, and an equal part of said centum shall be levied and collected each year, and the sa sioners are authorized each year to make such levy upon all property within said taxing district, until the whole twenty p fully paid; and they shall cause the same to be placed upon th cate and collected as other taxes; and they shall in like manne all the taxable property of the county the eighty per centum o said construction, so that the same will be paid in not less tha nor more than ten.

SECTION 4. For the purpose of paying eighty per centur of the construction of said free turnpike road, the commission by authorized to issue the bonds of the county, bearing not to per cent. interest, payable at such times as the commissioners mine, not exceeding ten years from the date thereof. Said bon be sold for less than their par value.

SECTION 5. This act shall take effect and be in force fro its passage.

ELBERT L. LAM
Speaker of the House of Re
WM. C.
President

Passed April 5, 1889.

[House Bill No. 1317.]

AN ACT

To authorize the commissioners of Clermont county, Ohio, to construct a free turnpike road.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the commissioners of Clermont county, Ohio, be and they are hereby authorized to construct a good, substantial, free turnpike road in said county, along the following route, viz.: Commencing at the intersection of the north side Big Indian road with the Neville and Boatrun free turnpike in the village of Point Pleasant; thence east up the Big Indian valley by the best and most practicable route to an intersection with the Moscow and Lockin free turnpike in the vicinity of Gregg's tanyard.

SECTION 2. In laying out and establishing said turnpike road, the said county commissioners shall have power to locate the same, or so much thereof as they may deem proper, upon the present traveled north side Big Indian county road, and may alter, change, or vacate any part or parts thereof, and are further authorized to lay out, locate and survey said turnpike through any improved or unimproved lands; and for that purpose shall have power to condemn and appropriate the necessary lands therefor, in conformity with the statutes for appropriating private property to public purposes, and allow and settle directly all compensation for the same, together with damages such as may be deemed reasonable. Said road shall be opened not more than fifty feet wide nor less than thirty.

SECTION 3. For the construction of said road, the commissioners may, if they deem it best, issue bonds; provided, they shall not bear interest above six per cent. per annum, nor be sold for less than par; and for the payment of said bonds, with interest thereon, the commissioners may levy and issue a tax of two-tenths of one mill on all taxable property of the county in addition to taxes now allowed by law.

SECTION 4. Before proceeding to construct said road, said commissioners shall require and secure from those interested in said improvement a subscription or donation, equal to twenty per cent. of the aggregate cost thereof, to be used in its construction.

SECTION 5. This act shall be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 5, 1889.

[House Bill No. 1376.]

AN ACT

To authorize the council of the incorporated village of Sabina, Clinton county, Ohio, to issue bonds for the purpose of sinking wells for natural gas.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the council of the incorporated village of Sabina, Clinton county, Ohio, be and it is hereby authorized to issue bonds of said village not

exceeding ($5,000) five thousand dollars, bearing interest
exceeding 6 per cent. per annum, payable annully, for the p
viding funds to defray the expenses of sinking wells for nat
vided, however, that no bonds shall be issued or tax levied u
visions of this act, until the question of issuing said bonds sh
submitted to the qualified electors of said village, at an electi
at such time after the passage of this act as the village coun
mine, and five days' notice of such election and submission
by the mayor of said village, in one or more newspapers publ
stating the amount of bonds to be issued, and the purpose f
are to be issued, and the time and place of holding such el
a majority of the electors voting at such election upon the qu
ing said bonds [vote] in favor thereof, then the said bonds
and the said tax levied.

SECTION 2. Those voting in favor of the said propositi
written or printed on their ballots the words, "For the issu
and those voting against the same, the words, "Against the is

SECTION 3. The principal of said bonds shall be pa
places and at such times, not exceeding ten years from date
council of said village may, by ordinance, determine, and
said village is hereby authorized to levy a tax upon all the
erty of said village to pay said bonds and interest.

SECTION 4. Said bonds shall be issued in such sums
council of said village may, by ordinance, determine, and sh
by the mayor and countersigned by the clerk of said villa
make a record of the number, date and amount of each bo
shall not be sold for less than their par value.

SECTION 5. This act shall take effect and be in force f
its passage.

ELBERT L. LA
Speaker of the House of
WM. C
Presider

Passed April 5, 1889.

[House Bill No. 1390.]

AN ACT

To authorize the commissioners of Adams county to construct a certain fr

SECTION 1. *Be it enacted by the General Assembly of the*
That the commissioners of Adams county be and they are h
ized to construct the following free turnpike road, to-wit:
the top of the hill near Thomas Groom's residence, at th
between Adams and Pike counties, thence with the Piketo
Grove road, as near as practicable, to intersect the Locust Gr
mouth road at or near the lands of I. S. Rearick, thence wi
mouth and Locust Grove road on the line between J. S. B
Sesna's lands and on the old road bed, as near as practicable
school house, and residence of J. S. Berry, intersecting the

nd Jacksonville free turnpike at a point opposite L. M. Davis' store, in he village of Locust Grove.

SECTION 2. Said commissioners may, in their discretion, order at nce the building of said road, but before ordering said road shall require donations of not less than twenty per centum of the estimated cost thereof, nd may issue bonds for the construction of the same, bearing six per ent. interest, which shall not be sold for less than their par value, and nay levy a tax not exceeding three mills on the dollar, annually, on all he taxable property of said county for the purpose of paying said bonds nd interest thereon.

SECTION 3. A majority of said commissioners may, at any regular r special session, agree upon plans and specifications, and order said mprovement or any part thereof.

SECTION 4. This act shall take effect and be in force from and after ts passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 5, 1889.

[House Bill No. 1399.]

AN ACT

To dissolve the joint sub-school district comprised in part by sub-school district one and two, in Fallsbury township, Licking county, Ohio, and sub-school district two and three in Pike township, Coshocton county, Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the territory in the joint sub-school district in Fallsbury township, Licking county, Ohio, composed in part of sub-school district one and two in said township, and sub-school district two and three in Pike township, Coshocton county, Ohio, is hereby restored to the districts from which said territory was taken to form said joint sub-school district; and said joint sub-school district is hereby dissolved.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 5, 1889.

[House Bill No. 1403.]

AN ACT

To authorize the board of education of the special school district of Kalida, Putnam county, Ohio, to levy an additional tax to pay existing indebtedness.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the board of education of the special school district of Kalida, Put-

nam county, Ohio, in addition to the taxes authorized by law authorized, in each of the years 1889, 1890 and 1891, to levy a tax, not to exceed 3 mills on each dollar of the valuation of ble property in said district, and the territory annexed, for th paying existing indebtedness.

SECTION 2. This act shall be in force from and after its

ELBERT L. LA
Speaker of the House of R
WM. C.
President

Passed April 5, 1889.

[Senate Bill No. 558.]

AN ACT

To authorize the commissioners of Defiance county, Ohio, to levy addit road purposes, in Adams township, and the North voting precinct of ship, in said county.

SECTION 1. *Be it enacted by the General Assembly of the* That the board of county commissioners of Defiance county hereby are authorized to levy, at their June session of each upon all the taxable property in the township of Adams an precinct of the township of Richland, in said county, for eit the years 1889, 1890, 1891, 1892 and 1893, in addition to authorized to be levied for road and bridge purposes, two mills on the dollar.

SECTION 2. The taxes, which shall be paid into the cou of said county, by virtue of such levy, shall be expended und tion of said board of county commissioners, in such manner to them most advantageous to the interests of said township cinct, for the graveling, grading and macadamizing, or eithe construction, re-construction, or repair of such of the high township and precinct as said board of county commissioner proper.

SECTION 3. Before the said county commissioners shal such levy, they shall submit the question of accepting or provisions of this act to the qualified electors of said townshi and the qualified electors of said North precinct of Richland a general or special election, after giving at least ten days' n by posting in ten of the most public places, in said to precinct, written or printed notices. The tickets to be vote tion, at which said question shall be submitted, shall hav printed thereon the words, "Road improvement—Yes," improvement—No;" and returns of such election shall be officers thereof within five days, to the county commissioners question shall be submitted at a special election, the officers be chosen and qualified as in other cases, and shall receive vices the same fees as are allowed by law to officers at gene to be paid out of the county treasury on the warrants of the

. If said question shall be submitted at a general election, the officers reof shall make their returns to the county commissioners, and for ir services shall receive the same fees as are allowed by law for making urns of elections of justices of the peace.

SECTION 4. If a majority of all the votes cast at any election held der the provisions of this act in said township of Adams shall be against d improvement, said township shall be exempt from the operation of s act, and such additional levy shall not be authorized in said town- p; or if a majority of all the votes cast at any election held under the visons of this act, in said North precinct of said township of Richland ll be against road improvement, then said precinct shall be exempt m the operation of this act, and such additional levy shall not be thorized in said precinct.

SECTION 5. If at any time after one year from any election, which ll be held under the provisions of this act, fifty or more tax-payers of d township of Adams, or said North precinct of said township of Rich- nd, shall, by written notice to their respective township trustees, request election to be held within such township or precinct, for the purpose voting upon the question of accepting or rejecting the provisions of this , the trustees of said township or said precinct, as the case may be, all, within ten days after the receipt of such notice, proceed to give tice of such election, as is provided in section three of this act, which ction shall be held and the returns thereof made as prescribed in said tion three.

SECTION 6. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 5, 1889.

[Senate Bill No. 551.]

AN ACT

To authorize the commissioners of Sandusky county, Ohio, to build a jail and sheriff's residence.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* hat the commissioners of Sandusky county are hereby authorized to ect a county jail and sheriff's residence, at a cost not to exceed forty housand dollars.

SECTION 2. The commissioners of said county, for the purpose of uilding said jail and sheriff's residence, may borrow such sum or sums f money as they shall deem necessary, at a rate of interest not to exceed ix per cent. per annum, and issue the bonds of the said county to secure the ayment of the principal and interest thereof; such interest shall be paid emi-annually, each six months after date of issue, at the county treasury, r in the city of New York, at the discretion of the county commissioners, nd the principal shall be paid at such times as the commissioners pre-

scribe, within not exceeding ten years from the date of such i
said bonds to be sold for not less than their par value; but
ment of interest on any such bonds shall be for such portio
months as shall have elapsed between the date of its issue a
specified therein for the first payment of interest thereafter;
sum of the bonds so issued shall not exceed the amount fixe
section of this act.

SECTION 3. The bonds so issued shall be signed by the
missioners, or any two of them, and countersigned by the co
with coupons attached, in sums not less than fifty dollars no
one thousand dollars each, payable to the bearer, at the cou
or in the city of New York, at the discretion of the county co
with interest as aforesaid, at such times as may be there
not exceeding ten years after date, as the commissioners m
and such bonds shall specify distinctly the object for whi
issued.

SECTION 4. The commissioners shall, annually, at their
levy such amount of taxes as will pay the interest on such i
and not less than one-tenth of principal.

SECTION 5. This act shall take effect and be in force fr
its passage.

ELBERT L. LA
Speaker of the House of R
WM. C.
President

Passed April 6, 1889.

[Senate Bill No. 572.]

AN ACT

To authorize the county commissioners of Mahoning county to increase
the general fund, and to issue bonds and notes, if necessar

SECTION 1. *Be it enacted by the General Assembly of the*
That the county commissioners of Mahoning county be
hereby authorized and empowered, at their regular June ses
a tax on the grand duplicate of said county, in addition
authorized by law, of one mill on the dollar, to pay the inc
the general fund of said county, and to meet the increased
penditures for general county purposes.

SECTION 2. Should it become necessary to use all or an
levy provided for by section one, before the same is paid in,
missioners shall have power to issue bonds of the county in s
and for such time, as they may deem proper, payable not late
1, 1894, not exceeding in the aggregate fifteen thousand do
interest not to exceed six per centum per annum, and payab
day of March and September of each year; said bonds not
less than their par value.

SECTION 3. That said commissioners are authorized to negotiate
ıs, not exceeding five thousand dollars, payable in not exceeding sixty
s, to meet the current demands upon the general fund of said county,
il said bonds can be sold and the money realized thereon; said notes
e paid out of the proceeds of the sale of said bonds.

SECTION 4. This act shall take effect and be in force from and after
passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 6, 1889.

[Senate Bill No. 567.]

AN ACT

authorize the commissioners of Ross county to transfer certain funds, and to levy an additional tax for the general fund.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, at the county commissioners of Ross county be and they are hereby horized to transfer, permanently, the sum of five thousand dollars from poor fund of said county to the general revenue fund thereof; two ousand dollars of said sum to be transferred before June, 1889, and the maining three thousand dollars before December, 1889, and the commisners of said county are hereby authorized, at their June session, A. D. 89, to levy a tax, for the general expenses of said county, of two-tenths a mill on each dollar of taxable property within said county, in addin to that already authorized by law.

SECTION 2. This act shall be in force after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 6, 1889.

[House Bill No. 1273.]

AN ACT

authorize the commissioner of Adams county to construct a certain free turnpike road.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, hat the commissioners of Adams county, Ohio, be and they are hereby uthorized to construct the following free turnpike road, to-wit: Begining at the Tranquility Flat Run and Highland county line turnpike, at r near the Flat Run church; thence with the public road as near as pracicable to May Hill; thence the nearest route to a point in the public

road south of J. Hardin's residence; and from thence th
most practicable route to the Louisville church; from then
ble Furnace bridge, in the road already granted, leading fro
to Peebles.

SECTION 2. Said commissioners may, in their discretio
the construction of said road, but before ordering said road
donations of not less than twenty per centum of the estimat
and may issue bonds for the construction of the same, b
cent. interest, which shall not be sold for less than their
may levy a tax not exceeding three mills on the dollar, an
taxable property of said county, for the purpose of paying
interest.

SECTION 3. A majority of said board of commissione
regular or special session, agree upon plans and specificati
said improvement, or any part thereof.

SECTION 4. This act shall take effect and be in force
its passage.

ELBERT L. L
Speaker of the House of
WM.
Preside

Passed April 6, 1889.

[House Bill No. 1316.]

AN ACT

To authorize the county commissioners of Clermont county to purch
Cincinnati, Columbus and Wooster turnpike situated in said

SECTION 1. *Be it enacted by the General Assembly of the*
That the board of county commissioners of the county of Cl
hereby is authorized to purchase, for said county, that part
nati, Columbus and Wooster turnpike road situate in the
mont, and thereafter to be a free turnpike, and kept in
free turnpike roads in said county. When purchased, a
payment is made therefor, the owner or owners to execute t
Clermont a good and sufficient deed of conveyance, and to
of said board of county commissioners.

SECTION 2. That before said purchase is made, there
in the office of said board of county commissioners, by the
ested in the purchase of said part of said Cincinnati, Colum
ter turnpike, a guarantee by subscription or otherwise, to t
of said board, of twenty per cent. of the amount of purchase
part of said Cincinnati, Columbus and Wooster turnpike
the purchase is made and deed of conveyance executed f
said Cincinnati, Columbus and Wooster turnpike road,
county commissioners shall assign said guaranty of twenty
late owners of the Cincinnati, Columbus and Wooster turn
and the same shall be received by them without rebate, in
of the one-fifth of the purchase money for said part of sa
Columbus and Wooster turnpike road, to be collected by
own name.

SECTION 3. That in case said board of county commissioners and he owners of said part of said Cincinnati, Columbus and Wooster urnpike, cannot agree upon a purchase price, said board and owners may ause an appraisement thereof to be made by three disinterested freehold- s of said county, one to be selected by said board, one by said owners nd the third appraiser to be chosen by the two appraisers selected as oresaid.

SECTION 4. That the appraisers selected and chosen under the pro- isions of this act shall, under oath, upon actual view, appraise that por- on of the Cincinnati, Columbus and Wooster turnpike road located in aid county, at its true value, and make return in writing of their ppraisement, within ten days after making the same, to said board. The aid board and owners of said Cincinnati, Columbus and Wooster turn- ike company, within thirty days after the return of said appraisement, ay agree upon a sale and purchase of said part of said Cincinnati, Colum- us and Wooster turnpike at the appraised value or less. If the said oard refuses to complete the purchase at the appraised value, in that case he said county shall pay the costs of appraisement. If the owners refuse o sell at the appraised value, the said owners of said Cincinnati, Colum- us and Wooster turnpike shall pay the costs of appraisement. The ppraisers shall each be entitled to receive two dollars per day for their ervices rendered under this act.

SECTION 5. That for the purpose of paying four-fifths of the purchase money for said part of said Cincinnati, Columbus and Wooster turnpike oad, said board of county commissioners is hereby authorized to issue the onds of said county, payable at such times not exceeding twenty-five ears from the date of the same, as to said board may seem proper, bear- ng a rate of interest not exceeding six per centum per annum, payable emi-annually. Said county bonds shall not be sold or otherwise disposed of at less than their par value. The bonds to be issued in denominations not to exceed five hundred dollars nor less than fifty dollars.

SECTION 6. That the county auditor of said county shall make and keep in the office of said board, in a book to be provided for registry of county bonds, an accurate registry of said bonds, showing date of issue, number of bond, amount of bond, to whom sold, when due, when redeemed and amount of interest and principal paid on each bond. Each of said bonds shall be signed by the county commissioners and countersigned in red ink by the county auditor of said county.

SECTION 7. That for the payment of the interest on, and for the redemption of said bonds, the board of county commissioners of said county is hereby authorized to levy a tax upon all the taxable property of said county, at such a rate not exceeding one-eighth of a mill annually, in addition to other levies for road purposes, authorized by law, on each dollar of taxable property in said county, as may be found necessary to pay the interest on said bonds and provide a sum sufficient to redeem and pay said bonds as they become due and payable.

SECTION 8. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.

WM. C. LYON,
President of the Senate.

Passed April 6, 1889.

[House Bill No. 1404.]

AN ACT

To authorize the village of Fort Jennings, Ohio, to transfer certain

SECTION 1. *Be it enacted by the General Assembly of the S*
That the council of the village of Fort Jennings, Putnam cou
be and is hereby authorized to transfer from the surplus in
revenue fund the sum of six hundred dollars ($600.00) to
improvement fund.

SECTION 2. This act shall be in force from and after its p

ELBERT L. LAM
Speaker of the House of Re
WM. C.
President o

Passed April 6, 1889.

[House Bill No. 1405.]

AN ACT

To change the name of Robert Cox to Robert C. Slusser.

SECTION 1. *Be it enacted by the General Assembly of the S*
That the name of Robert Cox, a resident of West Brookfield, St
Ohio, be and the same is hereby changed to that of Robert C.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAM
Speaker of the House of Re
WM. C.
President o

Passed April 6, 1889.

[House Bill No. 1406.]

AN ACT

To authorize the village of Glouster to issue bonds for general purposes a

SECTION 1. *Be it enacted by the General Assembly of the S*
That the council of the incorporated village of Glouster, in Ath
be and is hereby authorized to issue bonds in the sum of twent
dred dollars, to pay debts and to supply the general street and
of said village, as follows: General fund, five hundred dollars;
one thousand dollars; police fund, four hundred dollars; and t
now due, six hundred dollars. Said bonds shall be signed by
and clerk of said village, and may be issued in denominations
than fifty dollars, nor more than one hundred dollars; said

ar interest at a rate not exceeding six per cent. per annum, payable ni-annually, and shall not be sold for less than their par value; said nds shall be made payable as follows: fifteen hundred dollars in two years d one thousand dollars in three years from the date of issue.

SECTION 2. For the payment of principal and interest of said bonds, the same shall become due, said council are hereby authorized and re-ired to levy a tax on all the taxable property of such village, in such sessment as will meet each year the principal and interest then falling e upon such bonds.

SECTION 3. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 6, 1889.

[House Bill No. 149.]

AN ACT

authorize the commissioners of Monroe county, Ohio, to refund to Samuel Gates a part of forfeited recognizance paid by him.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* hat the commissioners of Monroe county, Ohio, be and they are hereby ithorized and empowered to refund to Samuel Gates any sum not exceed-g four hundred dollars, out of the general expense fund of said county, ing to reimburse the said Samuel Gates in part for the sum paid by him forfeited recognizance of said Samuel Gates, in which case he afterward oluntarily appeared in court, plead guilty to the charge, and paid the ll amount of the fines and costs.

SECTION 2. This act shall take effect and be in force from and after s passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives
WM. C. LYON,
President of the Senate.

Passed April 9, 1889.

[House Bill No. 612.]

AN ACT

To authorize the commissioners of Miami county, Ohio, to purchase a turnpike.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the commissioners of Miami county, Ohio, are hereby authorized and empowered to purchase from the owners of the same that part of a turn-pike road lying within said county, and known as the Piqua and St.

Mary's turnpike road company, incorporated by an act o assembly of Ohio, passed February 24, 1844, together witl culverts, gravel banks and gravel beds thereunto belonging and upon such terms as may be agreed upon by and betwee sioners and the owners of said road; and the said commissio such part of said purchase money, as they may deem just a upon the lots and lands adjacent thereto, within the two-mil the free turnpike laws of Ohio, now in force; and said road, chased, shall thenceforth be a free turnpike road, and shal and kept in repair in the same manner as is provided by l free turnpike roads in said county.

SECTION 2. When the terms of sale shall have been agreed the commissioners of said county of Miami and the owner then said commissioners shall take conveyance for said roa bridges and culverts thereunto belonging, from the owners th provide for the payment of said road, the commissioners o are hereby authorized to issue bonds of the county in suita tions, not exceeding five hundred dollars each, which bonds in semi-annual installments, not to exceed seven years, and at the rate of six per cent., payable semi-annually.

SECTION 3. For the purpose of paying said bonds nam and the interest thereon, the county commissioners of said thorized and empowered to annually levy upon the grand d county an amount, which, in their opinion, may be sufficie ment of said bonds and the interest thereon.

SECTION 4. This act shall take effect and be in force f its passage.

NOAH H. AI
Speaker pro tem. of the House of
WM. C
Preside

Passed April 9, 1889.

[House Bill No. 1089.]

AN ACT

To provide for the improvement of a certain county road in Crosby tow county, Ohio, and to provide funds therefor.

SECTION 1. *Be it enacted by the General Assembly of the* That the board of county commissioners of Hamilton cou hereby authorized to levy upon the grand duplicate of said of at least one-twentieth ($\frac{1}{20}$) of one mill against all the ta in said county, in the year 1889, for the purpose of impro and macadamizing the county road leading from the v Haven, in Crosby township, in an eastwardly direction an the county road which leads from the village of New Baltim at a point on the lands formerly owned by John Breese.

SECTION 2. The board of county commissioners of sai when said tax shall be collected, proceed immediately to county road according to law.

SECTION 3. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 9, 1889.

[House Bill No. 1156.]

AN ACT

To authorize the commissioners of Adams county to rebuild the Rome and Mineral Springs free turnpike.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the commissioners of Adams county, Ohio, be and they are hereby authorized to reconstruct the following free turnpike, to-wit: The road known as the Rome and Mineral Springs turnpike, which, when ordered to be rebuilt by said board, the work shall be performed in the same manner as if said county commissioners were proceeding to build a new road.

SECTION 2. Said commissioners may, in their discretion, order at once the reconstruction of said road, and may issue bonds for the performance of said work, bearing six per cent. interest, which shall not be sold for less than their par value, and may levy a tax not exceeding three mills on the dollar, annually, on all the taxable property of said county, for the purpose of paying the said bonds and interest thereon.

SECTION 3. A majority of said commissioners may, at any regular or special session, agree upon plans and specifications, and order said improvement, or any part thereof.

SECTION 4. This act shall take effect and be in force from and after passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 9, 1889.

[House Bill No. 1180.]

AN ACT

To authorize the commissioners of Monroe county to construct two free turnpikes in said county.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the commissioners of Monroe county, Ohio, be and they are hereby authorized to build and construct the following free turnpike roads: One

beginning at Clarington, thence through Cameron to Woo
and on present road as near as practicable; and the other be
county line near Cleveland's water mill, thence through Ca
along or on either of the roads leading from said Calais to Me
that before any action shall be taken under this act, the co
sioners shall cause the question as to whether said turnpikes
structed to be submitted to the qualified electors of said c
annual or general election, and those favoring such action
their ballots, "Free turnpikes—Yes;" and those opposed, "Fre
No;" and if a majority of all the votes cast on said questio
thereof, then the powers herein may be exercised, but other

SECTION 2. Twenty per centum of the cost of the constr
free turnpikes shall be paid by a tax on all the taxable pro
county within two miles of said free turnpikes, the distance t
from the sides of said free turnpikes and not from the
eighty per centum of the cost of the construction of said f
shall be paid by a tax on all the taxable property of the co
other costs connected with the establishing and constructio
turnpikes shall be paid for and by the county.

SECTION 3. The said commissioners are hereby autho
quired to appoint, for each turnpike, three judicious, disin
owners of the county as viewers, and a competent surveyor,
shall be to measure and lay off, in sections of not less than
the roads thus sought to be improved, and they shall also
lands, lots and parcels of land lying within two miles of s
pikes, and subject to taxation for the payment of said twent
and they shall ascertain the resident taxpayers within said ta
and all persons subject to taxation within said districts. Sai
surveyors shall be sworn to honestly and faithfully dischar
incumbent upon them; they shall make their report in w
a reasonsble time, to be fixed by said commissioners; the c
may, for good cause, set the said report aside and order ano
measurement by the same viewers and surveyor, or by ot
viewers and surveyor, and the said commissioners shall hav
at all times to make all proper corrections in regard to the l
sons within said districts and sought to be taxed.

SECTION 4. The said commissioners shall, by order en
journal, determine the time in which the said twenty per ce
paid, which shall not be less than five years nor more than
equal part of said twenty per centum shall be levied and
year, and the said commissioners are authorized and require
to make such levy upon all the taxable property within sai
tricts, until the whole twenty per centum and the inter
fully paid; and they shall cause the same to be placed upon
licate and collected as other taxes; and they shall in like
upon all the taxable property of the county the eighty per c
cost of said construction, so that the same will be paid in
five years nor more than ten.

SECTION 5. For the purpose of paying for the constru
free turnpikes, as the work progresses, and when completed,
missioners are hereby authorized and empowered to issue th
county, payable in such time as said commissioners may d
not longer than ten years; and said commissioners shall i

aid bonds according to law, and they shall bear not to exceed six per ent. interest per annum, interest payable semi-annually.

SECTION 6. In the letting of the contract for the furnishing of ma-erial and the construction of said free turnpikes the said commissioners hall be governed by the laws of Ohio in regard to letting of contracts for he construction of free turnpikes.

SECTION 7. This act shall take effect and be in force from and after s passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 9, 1889.

[House Bill No. 1327.]

AN ACT

To authorize the commissioners of Fairfield county to levy a tax for the relief of the agricultural society.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That he commissioners of Fairfield county, for the purpose of paying off the lebt now outstanding against the Fairfield county agricultural society, be nd they are hereby authorized to levy a tax of three-fourths of one mill pon the taxable property of said county.

SECTION 2. Before the levy of said tax, the question of such levy hall be submitted to the voters of said Fairfield county, at a general or pecial election, of which at least fifteen days' notice shall be given by ublication in at least two newspapers in said county; at the said election, ll those who are in favor of levying said tax shall have printed on their allots the words, "Levy of special tax—Yes;" and all those who are pposed to the levying of said tax shall have printed on their ballots the words, "Levy of special tax—No." No levy for said purpose as provided by this act shall be made unless a majority of the votes cast at said elec-ion shall be in favor of such levy.

SECTION 3. And the commissioners of said county shall continue ach year after said election to make a like levy for said purpose, until aid present outstanding debt against said society is paid.

SECTION 4. The fund so arising from said levies shall be paid to aid agricultural society, and shall be used for the purpose provided by his act only.

SECTION 5. This act shall take effect on and after its passage.

N. H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 9, 1889.

[House Bill No. 1335.]

AN ACT

To authorize the council of the village of Deshler, Henry county, to
funds.

SECTION 1. *Be it enacted by the General Assembly of the*
That the council of the village of Deshler, Henry county,
is hereby authorized to transfer from the building fund of
the sum of thirty-nine hundred and ninety-two dollars and
($3,992.80) to the following funds: To the fire fund, fifteen
lars ($1,500.00); to the general fund, fourteen hundred an
dollars and eighty cents ($1,492.80); to the sinking fund, ei
dollars ($800.00); to the street fund, two hundred dollars ($2

SECTION 2. This act shall take effect and be in force fr
its passage.

NOAH H. ALI
Speaker pro tem. of the House of R
WM. C.
President

Passed April 9, 1889.

[House Bill No. 1336.]

AN ACT

To authorize the council of the village of Liberty Center, Henry county,
certain funds.

SECTION 1. *Be it enacted by the General Assembly of the*
That the council of the village of Liberty Center, Henry cou
and are hereby authorized to transfer the sums of one hu
($100.00) from the general fund, and one hundred dollars ($
the police fund to the fire fund of said village.

SECTION 2. This act shall take effect and be in for
after its passage.

NOAH H. ALI
Speaker pro tem. of the House of R
WM. C.
President

Passed April 9, 1889.

[House Bill No. 1361.]

AN ACT

To authorize the incorporated village of Van Wert, Ohio, to levy an ad
the purpose of paying the bonds and interest of said villag

SECTION 1. *Be it enacted by the General Assembly of the State*
the council of the incorporated village of Van Wert, Van
Ohio, be and are hereby authorized to levy an additional ta

eed four mills), annually, in addition to all other taxes authorized by aw, for the purpose of paying the interest on the bonded debt of said village, and for the payment of the bonds when the same shall become due.

SECTION 2. The mayor, clerk and treasurer of said village shall, nnually, at the time of making the general levy of taxes, report to the ouncil of said village the amount necessary to be levied for the purpose of aying the bonds becoming due each year, and the amount necessary to ay the interest on the outstanding indebtedness, and the council shall ertify the amount so reported, or so much thereof as may not be otherise provided for, to the auditor of Van Wert county, Ohio, and the mount so certified shall be placed upon the duplicate and collected as ther municipal taxes are.

SECTION 3. This act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 9, 1889.

[House Bill No. 1371.]

AN ACT

To authorize the city council of the city of Defiance, Ohio, to borrow money and issue bonds therefor, to provide for the construction of suitable buildings for voting rooms, police stations and hose houses.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the city council of the city of Defiance, Ohio, be and said council is hereby authorized to borrow money not to exceed the sum of ten thousand dollars, for the purpose of constructing and furnishing, at such places in said city as it may deem best, of suitable and commodious buildings for use as voting places, hose rooms and police stations; and to issue the bonds of said city therefor, in such denominations, and to mature at such times, not exceeding ten years, as the council may determine; said bonds shall not be sold for less than their par value, and shall bear not to exceed six per cent. interest per annum, payable semi-annually.

SECTION 2. To provide for the payment of said bonds, the city council of said city of Defiance, Ohio, are hereby authorized to levy a tax upon all the taxable property in and of said city, in addition to the taxes otherwise authorized by law, sufficient to pay said bonds and the interest thereon as the same shall mature.

SECTION 3. This act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 9, 1889.

[House Bill No. 1373.]

AN ACT

Authorizing the council of the incorporated village of Minster, Auglaize and sell bonds for street improvements.

SECTION 1. *Be it enacted by the General Assembly of the* That the council of the incorporated village of Minster, Au be and they are hereby authorized to issue and sell the bon lage, in the sum not exceeding six thousand dollars, bearin exceeding six per centum, payable annually, and of deno less than one hundred dollars or more than five hundred payable at such times as said council may prescribe, not years from date of issue. Said bonds shall not be sold belo proceeds therefrom shall be used to improve the streets o said bonds shall be signed by the mayor of said village, and by the clerk of said village; and the council of said village is ized to levy a tax annually on all taxable property of Minster, to pay said bonds and the interest thereon as the come due.

SECTION 2. It shall be the duty of the common coun lage of Minster to submit said proposition to issue said bo said tax, to the qualified electors of said village, at a gene election, to be called for that purpose. Fifteen days' noti posed submission of said proposition to levy said tax and is shall be given by posting notices thereof in five of the most in said village; the form of the ballot of said election on sa shall be as follows: "For issue of bonds—Yes;" "For issu No;" and if a majority of the qualified electors at said elec in favor of said proposition, said council shall be authorize bonds and to levy said tax, and not otherwise.

SECTION 3. This act shall take effect and be in force fro passage.

NOAH H. AL
Speaker pro tem. of the House of
WM
President

Passed April 9, 1889.

[House Bill No. 1382.]

AN ACT

To annex certain territory to Millville special school district, Hoc

SECTION 1. *Be it enacted by the General Assembly of the* That the following territory be and the same hereby is ann tached to Millville special school district, Hocking county, O purposes: Fractional lot number one (1), section twenty-tw

p thirteen (13), range eighteen (18), containing $40\frac{72}{100}$ acres; also fractional lot number four (4), section twenty-seven (27), township thirteen), range eighteen (18), containing $48\frac{28}{100}$ acres, all situate in Good Hope wnship, Hocking county, Ohio.

SECTION 2. This act shall take effect on its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 9, 1889.

[House Bill No. 1393.]

AN ACT

Authorize the trustees of Harrison township, Paulding county, Ohio, to issue and sell the bonds of said township, and to purchase lands and prepare the same for use as a cemetery.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* at the trustees of Harrison township, Paulding county, Ohio, are hereauthorized to issue and sell the bonds of said township to any amount t exceeding two thousand dollars, at a rate not exceeding 6 per cent. r annum, to purchase lands and place the same in proper condition for metery purposes. The said bonds shall be issued and sold as provided law.

SECTION 2. For the purpose of paying the interest and principal on d bonds as the same shall fall due, the said trustees are authorized to y a tax on all the taxable property of said township, in addition to at now authorized, sufficient to pay the said interest and principal as it ay mature.

SECTION 3. This act shall take effect on and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 9, 1889.

[House Bill No. 1423.]

AN ACT

To authorize the commissioners of Cuyahoga county to lease armory.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* hat the county commissioners of Cuyahoga county, Ohio, are hereby uthorized to lease to the Grand Army of the Republic and Women's

Relief Corps of Berea, Ohio, the armory located in said vill
in actual use by the Ohio National Guard.

SECTION 2. This act shall take effect on its passage.

NOAH H. AI
Speaker pro tem. of the House of
THEO. F
President pro te

Passed April 9, 1889.

[House Bill No. 1432.]

AN ACT

To authorize the school board of Paulding township, Paulding count
and sell bonds.

SECTION 1. *Be it enacted by the General Assembly of th*
That the school board of Paulding township, Paulding cou
hereby authorized to issue and sell the bonds of said tov
amount not exceeding fifteen hundred dollars. The said
issued and sold according to law, shall bear interest not
per cent. per annum, and shall be made payable and due i
five years from date of issue. The proceeds arising from t
bonds shall be applied in paying the school indebte
township and in paying the expenses of maintaining the
of said township.

SECTION 2. The school board of said township are
levy a tax on all the taxable property of said township,
that now authorized by law, sufficient to pay the interest
of the said bonds as the same may mature.

SECTION 3. This act shall take effect on its passage.

NOAH H. AI
Speaker pro tem. of the House of
THEO. F
President pro te

Passed April 9, 1889.

[House Bill No. 1433.]

AN ACT

To authorize the trustees of Bloomingburg academy, in Fayette cou
the buildings, ground and personal property belonging to the Blo
emy in said county, and distribute the net proceeds pro rata per sh
holders or their legal representatives.

SECTION 1. *Be it enacted by the General Assembly of th*
That the trustees of the Bloomingburg academy, of the vil
ingburg, in Fayette county, Ohio, be and the same are here
to sell and dispose of, at public or private sale, for the hi

rice obtainable, the real and personal property belonging to and owned y the Bloomingburg academy, upon such terms as, in their judgment, ill best subserve the interests of the stockholders therein, and to execute o the purchaser or purchasers, good and sufficient deeds of conveyance, nd to receive the cash payments therefor and notes in due form of law or deferred payments (if any), secured by mortgage upon the premises old; and after the payment by said trustees of all just and necessary xpenses incurred in making said sale and the conveyance of the title to he purchaser or purchasers, and the payment of all the just debts of the aid academy out of the proceeds of the sale, the trustees [shall] distribute he residue of money and notes (if any), arising from the sale to each of he stockholders or their legal representatives pro rata per share of the tock held by each.

SECTION 2. This act shall take effect and be in force on and after s passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 9, 1889.

[House Bill No. 1434.]

AN ACT

To authorize the township trustees of Painesville township, in Lake county, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the trustees of Painesville township, in the county of Lake and state of Ohio, be and they are hereby authorized to transfer, from the general fund of said township, a sum not to exceed one thousand dollars, to the road fund, for improvement of the roads in said township.

SECTION 2. This act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 9, 1889.

[House Bill No. 1435.]

AN ACT

To authorize the council of the incorporated village of Napoleon, Henry county, Ohio, to transfer funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the council of the incorporated village of Napoleon, Henry county, Ohio,

be and is hereby authorized to transfer the sum of fifteen hu
from the marshal and police fund to the general corporation
village.

SECTION 2. This act shall take effect and be in force fi
its passage.

NOAH H. AL
Speaker pro tem. of the House of
THEO. F.
President pro tem

Passed April 9, 1889.

[House Bill No. 1442.]

AN ACT

To authorize the trustees of the township of Elyria, Lorain county, to t
the village of Elyria, in said county.

SECTION 1. *Be it enacted by the General Assembly of the*
That the trustees of the township of Elyria, in said county
are hereby authorized to transfer from the treasury of said to
treasury of the village of Elyria, in said township and count
the fund arising from the levy made by them for cemeter
the year 1888, as was assessed against and has been or shal
the owners of property located within said village, which an
apportioned by the auditor of Lorain county. Such mo
transferred, shall be credited to such fund or funds in said vi
as the council of said village shall, by resolution, direct.

SECTION 2. This act shall take effect and be in force fi
its passage.

NOAH H. AL
Speaker pro tem. of the House of
THEO. F.
President pro tem

Passed April 9, 1889.

[House Bill No. 1446.]

AN ACT

To authorize the council of the village of Ashland, in the county of Ash
certain funds.

SECTION 1. *Be it enacted by the General Assembly of the*
That the council of the village of Ashland, in the county of
of Ohio, are hereby authorized to transfer from the real estat
general fund of said village, the sum of three hundred dol

the Marion street fund to the street improvement fund of said village, the sum of two hundred and seventy-four dollars and twenty-eight cents, and from the marshal and police fund to the general fund of said village the sum of three hundred dollars.

SECTION 2. This act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 9, 1889.

[House Bill No. 1448.]

AN ACT

To authorize the trustees of Mill township, Tuscarawas county, to issue bonds for the purpose of sinking wells for natural gas or oil, and providing necessary main and service pipes.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the trustees of Mill township, Tuscarawas county, Ohio, be and the same are hereby authorized to issue the bonds of said township in any sum or sums, not exceeding five thousand dollars, bearing interest at a rate not exceeding six per cent. per annum, payable semi-annually, for the purpose of providing funds to defray the expenses for sinking wells for natural gas or oil, and laying necessary main and service pipes therefor.

SECTION 2. The principal of such bonds shall be payable at such places and at such time, not exceeding ten years from date of issue, as the trustees of said township may determine, and the said trustees are hereby authorized and required to levy a tax upon the taxable property of said township, to pay said bonds and interest, but such tax shall not exceed three mills on the dollar in any one year.

SECTION 3. Said bonds shall be issued in sums as the trustees may determine. They shall be signed by the trustees and attested by the township clerk, who shall make a record of the number, date and amount of each bond, and they shall not be sold for less than their par value.

SECTION 4. This act shall take effect on and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 9, 1889.

[Senate Bill No. 207.]

AN ACT

To authorize the city of Defiance, Ohio, to issue bonds to raise money f sinking wells for natural gas, purchasing and laying mains and s constructing the necessary buildings, fixtures and machinery, to s thereof with natural gas, for public and private use and cons encourage manufacturing.

SECTION 1. *Be it enacted by the General Assembly of the* That the city of Defiance, Ohio, by its council, be autho bonds in a sum not exceeding twenty-five thousand dolla pose of sinking wells for natural gas, purchasing and layi service pipes, and constructing the necessary buildings, machinery, to supply the citizens thereof with natural gas private use and consumption, and to encourage manuf bonds to be signed by the mayor and countersigned by th village, and to be for sums not less than one hundred dol than five hundred dollars each, and bearing interest at a rat six per cent. per annum, payable semi-annually, the princ est of said bonds to be payable at such bank or place as th direct; provided, that said bonds shall not be sold for less value.

SECTION 2. That for the purpose of paying said bond thereon as the same become due, the council is hereby a empowered to levy and assess a tax, in addition to all other ized by law, on the taxable property of said village, annually with the year 1888 [1889], as shall be sufficint to pay princip of said bonds as the same become due and payable after th of net income of said works, and the money so raised sha for any purpose other than paying said bonds and the inte

SECTION 3. Before said council shall issue said bonds tion shall be submitted to a vote of the qualified electors o at a special election to be called for that purpose, which be conducted in all respects as municipal elections. The c submitting such proposition, shall provide by ordinance th est they shall bear, the amount of bonds to be issued, and time the same shall be redeemed or paid, and make the vision for the proper expenditure of the proceeds thereof, wh and a notice of said election shall be published in all ne lished within said village for not less than two weeks prior t

SECTION 4. Before submitting said question to a vote the council of said village shall, on the nomination of the m five trustees, whose duty it shall be in case said bonds are the same, and take charge of the proceeds thereof, and exp for the purposes provided in this act; no more than three o shall be of the same political party, one of whom shall be one, one for two, one for three, one for four and one for fi said board shall have charge of the works provided for in shall hold their offices until their successors are elected and

SECTION 5. The tickets voted at said election shall h printed thereon the words, "Authority to issue bonds—Yes; ity to issue bonds—No." And if the proposition to iss approved by two-thirds of those voting upon the proposition

said village shall have authority to issue such bonds for the purposes reinbefore provided.

SECTION 6. This act shall take effect and be in force from and after passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 10, 1889.

[Senate Bill No. 513.]

AN ACT

To authorize the commissioners of Brown county to construct a certain free turnpike road.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the county commissioners of Brown county, Ohio, be and they are hereby authorized to construct a free turnpike road, beginning at a point on the Bethel and New Hope pike, near the residence of Orman Dunn; thence south with or near the old road to the Smoky Row school house; thence southeast on a straight line to a stone in the New Hope and White Oak Valley road near the southeast corner of John McCall's farm; thence with the line of said road to the ford in White Oak creek; thence with or near the old road to White Oak Valley; thence south with or near the White Oak Valley road to the top of the hill on the farm of Joseph Hiler; thence southeast on a straight line to White Oak station on C. G. & P. R. R.; thence south with the line of White Oak Valley road to Walnut run bridge; thence east up the left side of a hollow to Tracy's station on C. G. & P. R. R.; thence on a line with the old road to the Georgetown and New Hope pike, terminating point.

SECTION 2. That said county commissioners may, if they deem it best, issue bonds for the construction of said road; provided, said bonds shall not bear interest at a higher rate than six per cent. per annum, payable annually, and shall not be sold for less than their par value; provided, further, that said bonds may extend to such time as they can be paid at a levy of one-half of a mill on the dollar levy on the tax duplicate of said county.

SECTION 3. That said commissioners shall, before proceeding to construct said road, or any part of the same, require and secure from those interested in said improvement, a subscription or donation equal in amount to twenty per centum of the cost of said improvement, to aid in construction of the same.

SECTION 4. That for the purpose of paying said bonds the county commissioners are hereby authorized to levy and assess a tax, not exceeding one-half of a mill on the dollar, annually, on any and all taxable property in said county.

SECTION 5. And in locating said road said commissioners may locate the same upon the whole or any part of any county or township road heretofore laid out and established, and may widen, alter, change or vacate the same, or any part thereof; and shall have the power to lay out, locate

and survey such turnpike through any improved or unim
and are hereby authorized for that purpose to condemn an
the necessary lands therefor, in pursuance of the laws of
appropriation of private property for public purposes, and
of compensation therefor.

SECTION 6. This act shall take effect and be in force fr
its passage.

ELBERT L. LA
Speaker of the House of
WM. C
President

Passed April 10, 1889.

[Senate Bill No. 535.]

AN ACT

To authorize the village of Shelby, Richland county, Ohio, to borrow
its bonds therefor for the purpose of procuring territory, sink wells
purchasing and laying pipes, and supplying said village and citiz
natural gas for public and private use and consumption.

SECTION 1. *Be it enacted by the General Assembly of the*
That the village of Shelby, in Richland county, Ohio, be an
authorized to issue its bonds for an amount not exceeding fift
dollars, for the purpose of procuring territory, sinking well
gas, purchasing and laying pipes and constructing the necess
fixtures and machinery to supply such village and citizens
natural gas for public and private use and consumption.

SECTION 2. Such bonds shall be issued by the council o
in denominations not less than fifty nor more than five hu
payable in such times, not exceeding five years, as the
provide, with interest not exceeding six per cent. per ann
semi-annually, principal and interest payable at such place
may determine. They shall express upon their face the purp
and the act under which issued, and shall be signed by th
countersigned and registered by the clerk of the village, and
sold for less than their face value.

SECTION 3. No more of such bonds shall be issued or
necessary for and required by the actual and necessary cost
of procuring territory, sinking such number of wells as may
for the purpose named, the purchase and laying of pipes, and
sary expenses; they shall be sold from time to time as th
gress, and in such amounts as shall be required and made
the progress and for the proper completion of the works, and
and moneys arising from such bonds shall be used exclusi
applied to the payment of work, labor, material and other e
sary for the supply of gas for the purpose aforesaid.

SECTION 4. All moneys collected or received by the co
village from the village or citizens thereof for gas furnished a
for public or private use, and all net income, revenue and p

refrom, shall be pledged and applied to the payment of such bonds l interest, and the council of such village is hereby authorized to levy ax annually, not exceeding five mills on the taxable property within l village in addition to the tax now by law authorized to be levied in h amount as will each year be sufficient to pay the principal and inter- then falling due on such bonds, and provide a sinking fund for the dual extinguishment of such bonds as they become due.

SECTION 5. Provided, that no bonds shall be issued or sold or money ended under the provisions of this act, until the question of their ue and the expenditures of money for the purpose herein specified, ll have been submitted to the legally qualified voters of said village, at eneral or special election to be hereafter held, of which submission and ction at least twenty days' notice shall be given by the mayor, by pub- ation in at least one newspaper of general circulation in the village, and clamation of the mayor posted in public places in the said village. At said election those who are in favor of the issuing of bonds shall have tten or printed on their ballots, "Issue of gas bonds—Yes;" and those posed shall have written or printed on their ballots, "Issue of gas bonds No;" and if two-thirds of those voting at such election shall be in favor ssuing said bonds, then said bonds may be issued and sold according to provisions of this act.

SECTION 6. This act to take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 10, 1889.

[Senate Bill No. 556.]

AN ACT

authorize the village of Yellow Springs and Miami township, Greene county, Ohio, to unite in the purchase of a site, and erect thereon a town hall, in said village, and to issue bonds for the purpose of raising money therefor.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* at the incorporated village of Yellow Springs and Miami township, in eene county, Ohio, be and are hereby authorized to unite in the pur- ase of a site and the erection thereon [of] a town hall in said village; said ll to be owned by said village and township in such proportions as the uncil of said village and the board of trustees of said township may termine. And to meet the payment of said bonds and the interest ereon herein authorized to be issued to raise money for said purpose, d village and township be and are hereby respectively authorized to y a tax yearly, so long as may be necessary, on the taxable property in ch, not exceeding three mills on the dollar, to be collected as other taxes.

SECTION 2. The council of said village is hereby authorized to issue d sell at private sale, at not less than par, the bonds of said village, in y sum not exceeding seven thousand five hundred dollars, and in

denominations not exceeding one thousand dollars, bearing exceeding six per cent. per annum, payable semi-annual bonds to be payable at such places, and at such times not teen years, from the date of issue, as said council may dete the trustees of said township are hereby authorized to issu like manner, at not less than par, the bonds of said township not exceeding seven thousand five hundred dollars, in denor exceeding one thousand dollars, bearing interest not excee cent. per annum, payable semi-annually, and said bonds ar payable at such places, and at such times not exceeding fifte the date of issue, as said trustees may determine, and the n from the sale of said bonds shall, so far as needed or may be used for the purpose of defraying the expenses for the purc site, and the erection thereon of said town hall, and said b issued and sold in all respects not herein provided, accordin

SECTION 3. Said bonds shall not be issued, nor tax l same as herein provided, until the question of building a to have first been submitted to the voters of said village and t general or special election, of which at least ten days' not been given by publication in some newspaper of general c said village and township. Said election to be held at the voting in said village and township, and at such time as t said village and the trustees of said township may appoint. voted at such election shall have printed or written thereo "For town hall—Yes;" "For town hall—No." If the p town hall shall be approved by a majority of all the voters election, the council of said village of Yellow Springs and t Miami township shall proceed to issue said bonds and lev provided for in this act.

SECTION 4. This act shall take effect and be in force f its passage.

NOAH H. AL
Speaker pro tem. of the House of
WM. C
Presider

Passed April 10, 1889.

[Senate Bill No. 557.]

AN ACT

Authorizing the city of Columbus to borrow money and issue bonds ther and supply deficiencies in the police fund of said city.

SECTION 1. *Be it enacted by the General Assembly of the* That the city council of the city of Columbus be and the s hereby authorized, for the purpose of paying off the floating of said city, and of supplying the deficiency in the police dep to borrow a sum of money not exceeding sixty thousand d issue the bonds of said city therefor, in denominations not hundred nor more than one thousand dollars each, payab than ten and not more than twenty years from date, and bear not to exceed the rate of six per cent. per annum, payable s

SECTION 2. Of the proceeds of the sale of said bonds there shall be dited to the police fund, the sum of sixty thousand dollars, and any plus arising from the sale of said bonds over and above said amount ll be paid into the general expense fund of said city.

SECTION 3. The city council of said city of Columbus shall levy, anlly, on all of the property in said city, a tax not to exceed two and one-n tenths of one mill on the dollar to pay the accruing interest on such nds, and to provide a sinking fund to pay said bonds at maturity, and h levy may be additional in rates and amount to the taxes authorized law to be levied for any and all purposes.

SECTION 4. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 10, 1889.

[Senate Bill No. 573.]

AN ACT

authorize the council of the village of Hubbard, Trumbull county, Ohio, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That e council of the village of Hubbard, Trumbull county, Ohio, is hereby thorized to transfer five hundred and fifty dollars from the police fund the general fund of said village; also, two hundred and fifty dollars from e police fund to the street lighting fund of said village.

SECTION 2. This act shall take effect and be in force from and after its ssage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 10, 1889.

[Senate Bill No. 579.]

AN ACT

To provide for certain road improvements in Greene county.

WHEREAS, The large expenditure of money out of the treasury of reene county, for the benefit of portions of said county, for the most part,

other than the eastern portion, in the purchase of turnpikes, tion and maintenance of expensive bridges, has operated i said eastern portion; and

WHEREAS, The construction, at the expense of said cou the improvements hereinafter provided for will tend to equa in said county on account of improved roads so purchased, and

WHEREAS, Said improvements will be of general public local utility; therefore,

SECTION 1. *Be it enacted by the General Assembly of the* That the county commissioners of said Greene county are h ized and required to cause so much of the South Solon road a Greene and Madison county line and the Jamestown and Sel so much of said Jamestown and Selma road as lies betwee of the Federal road improvement and the corporation line o to be improved when the necessary proceedings have been ins for, as hereinafter provided; eighty per centum of the cost of such improvement to be borne by said county, and the levied or assessed upon the property or the lands benefited, as hereinafter directed.

SECTION 2. Whenever the requisite steps by petition sh taken for the authorization and establishment of a free turn of said portion of said South Solon road, or said portion o town and Selma road, or out of both said portions togeth hereby authorized), in accordance with the provisions of Ch 7, of the Revised Statutes of Ohio, entitled, "one mile asses (except as in this act otherwise provided), said county comm proceed to cause such free turnpike road, or roads, to be est constructed in accordance with said provisions, except th centum of the cost and expense thereof shall be paid by s herein provided, and twenty per centum of the cost and ex only shall be levied upon the lands and taxable property withi of said road or roads, so to be laid out and established; and lar of said provisions of said chapter shall be operative and shall be complied with, so far as applicable, in all respects a provement or improvements, with the exceptions aforesaid.

SECTION 3. Whenever a petition shall be presented to commissioners, praying for the improvement of said portion Solon road, or said portion of said Jamestown and Selma ro said portions together (which is hereby authorized), and a prescribed in section 4831 of said Revised Statutes, said co sioners shall proceed in accordance with the provisions of Ch Title 7, of said Revised Statutes, entitled, "two-mile assessm cause the improvement prayed for to be made (except as oth provided), and all and singular of the provisions of said Chap operative and in force, and shall be complied with as to such or improvements, which shall be made in accordance there that eighty per centum of the cost and expense thereof shal the said county as herein provided, and only twenty per ce shall be assessed upon the lands assessable for the same; p no land shall be subject to more than a single assessment in for either or both said improvements, or for the same and a improvement provided for in the year 1889.

SECTION 4. For the purpose of providing money to meet said eighty er centum of the cost and expenses of said improvements when ordered, id county commissioners are authorized and directed, as the same are eeded, to issue the bonds of said county, of the denominations of $100.00 multiples thereof, bearing interest not exceeding six per cent. per nnum, payable semi-annually, at the treasury of said county, and sell e same to the best advantage, but not under their par value, placing the roceeds in the county treasury. Such bonds shall have such time to run that one-tenth of a mill to the dollar levy yearly on the grand duplicate said county shall raise sufficient money to pay off the same with inter- t as it accrues. And said commissioners shall annually levy a tax on all e taxable property of the said county of two-tenths of a mill to the dol- r, or so much thereof as shall be needed to redeem such bonds and pay e interest thereon as the same may become due. The money so realized om said bonds shall be paid out of said treasury by the order of said ommissioners on the warrant of said county auditor.

SECTION 5. This act shall take effect and be in force from its assage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 10, 1889.

[Senate Bill No. 580.]

AN ACT

o authorize the commissioners of Greene county to make certain road improvements

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* hat the county commissioners of Greene county are hereby authorized nd required to cause so much of the Jamestown and Waynesville road as es between Jamestown and the New Jasper and Paintersville road, and so nuch of the New Jasper and Paintersville road as lies between the James- own and Waynesville and the Hussey turnpike road, to be improved hen the necessary proceedings have been instituted therefor, as herein- fter provided, seventy-five per centum of the cost and expenses of such mprovement to be borne by the county, and the residue to be levied or ssessed upon the property or the lands benefited, and collected as here- fter directed.

SECTION 2. Whenever the requisite steps by petition shall have een taken for the authorization and establishment of a free turnpike oad out of said portion of said Jamestown and Waynesville road, or of aid portion of the New Jasper and Paintersville road, or out of both of aid portions together, which is hereby authorized in accordance with the rovisions of Chapter 7, Title 7, of the Revised Statutes of Ohio, entitled, ne-mile assessment pikes (except as in this act otherwise provided), said ounty commissioners shall proceed to cause such free turnpike road or oads to be established and constructed in accordance with said provision, except that seventy-five per centum of the cost and expenses thereof shall

be paid by said county as herein provided, and twenty-five
the cost and expenses thereof only, shall be levied upon
taxable property within the bounds of said roads so to be
established, and all and singular of said provisions of said c
operative and in force, and shall be complied with so far as
all respects as to said improvement or improvements, with
aforesaid.

SECTION 3. Whenever a petition shall be prese
county commissioners, praying for the improvement of s
said Jamestown and Waynesville road, or said portion of t
and Paintersville, or of both said portions together (wh
authorized), and a bond filed as prescribed in section 4831
Statutes, said county commissioners shall proceed in ac
Chapter 8 of said Title 7, of said Revised Statutes, entit
assessment pikes," to cause the improvement prayed fo
(except as herein otherwise provided), and all and singula
of said Chapter 8 shall be operative and in force, and sha
with as to such improvement or improvements, which sha
accordance therewith, except that seventy-five per centum
expenses shall be borne by said county, as herein provi
twenty-five per centum thereof shall be assessed upon the l
for the same; provided, that no land shall be subject to m
gle assessment in the aggregate for either or both said im
for the same and any other like improvements provid
year 1889.

SECTION 4. For the purpose of providing money to me
five per centum of the cost and expenses of said impro
ordered, said county commissioners are authorized and d
same are needed, to issue the bonds of said county, of the
of $100.00, or multiple thereof, bearing interest not exceed
six per centum per annum, payable semi-annually, at the
county, and to sell the same to the best advantage, but not
par value, placing the proceeds in the county treasury. Su
have such time to run as that one-tenth of a mill to the do
on the grand duplicate of said county shall raise sufficient
off the same with interest as it accrues. And said comm
annually levy a tax on all the taxable property of said
tenth of a mill to the dollar, or so much thereof as shall
redeem such bonds and pay the interest thereon, as the sa
due. The money so realized from said bonds shall be p
treasury by orders of said commissioners on the warrant
auditor.

SECTION 5. This act shall take effect and be in force

ELBERT L. L
Speaker of the House of
WM.
Presider

Passed April 10, 1889.

[Senate Bill No. 591.]

AN ACT

To authorize the commissioners of Athens county to levy a tax for and to build a county soldiers' monument.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the board of county commissioners of Athens county, Ohio, be and are authorized to levy a tax on the taxable property of said county in the aggregate sum of ten thousand dollars ($10,000), for the purpose and to be used in procuring a site for and in building a monument to the memory of the soldiers, sailors and marines who served from and to the credit of said county, for the preservation of the national government in the late civil war.

SECTION 2. Said levy shall be made on three different successive years, to-wit: one-third thereof on each of said three years; and the money so to be raised shall be expended in procuring said site and erecting said monument, and for no other purposes, under the management and direction of a board of five trustees, to be appointed by said board of commissioners, who shall serve without compensation, and whose term shall expire only on the completion of said monument; provided, said board of commissioners shall have power and are authorized to remove said trustees, or any of them, for good cause, and to fill any vacancy that may happen therein. Said board of commissioners may consult, in making said appointment of trustees, with "the soldiers' and sailors' monumental association of Athens county, Ohio," and may appoint the members of said association as aforesaid.

SECTION 2. This act shall be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 10, 1889.

[Senate Bill No. 592.]

AN ACT

To divide Trimble township, Athens county, into three election precincts.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That Trimble township, Athens county, be and hereby is divided into three election precincts, as follows: Sections 1, 2, 7, 8, 13 and 19, and fractions 1, 7, 13, 19, 25 and 31, shall constitute a separate precinct, to be known as Trimble, with the voting place at the village of Trimble; sections 3, 4, 5, 6, 11, 12, 16, 17 and 18, and fractions 2, 3, 4, 5, 6, 12, and so much of fraction 36 as lies east of a straight line drawn south across said fraction 36, from the southeast corner of fraction 18, shall constitute a separate precinct, to be known as Glouster, with the voting place at the village of Glouster; and all that part of said township not included in the

precincts above described, shall constitute a separate pr
known as Hollister, with the voting place at the village of H

SECTION 2. This act shall take effect on its passage.

ELBERT L. LA
Speaker of the House of
WM. C
President

Passed April 10, 1889.

[Senate Bill No. 612.]

AN ACT

To authorize the county commissioners of Licking county, Ohio, to issu
vide for the completing of the county jail of said county

SECTION 1. *Be it enacted by the General Assembly of th*
That the county commissioners of Licking county, Ohio, be
hereby authorized and empowered to issue bonds of said co
purpose of completing the county jail of said county, now
of erection, not exceeding in amount the sum of twenty thou
Said bonds shall be in the denomination of one thousand
bearing interest not exceeding six per centum per annum, p
annually, and redeemable at such times as said commissione
mine, but not exceeding twenty years from the date thereof
not be sold for less than their par value; and for the purp
the interest on said bonds and the principal of the same
become due, there may be levied annually a sufficient tax
taxable property of said county, in addition to the taxes au
levied thereon by law.

SECTION 2. This act shall take effect from and after its

ELBERT L. LA
Speaker of the House of
WM. C
President

Passed April 10, 1889.

[Senate Bill No. 613.]

AN ACT

To authorize the city council of the city of Marietta, Ohio, to construct a
works for said city, and to issue the bonds of said city to provide f
therefor.

SECTION 1. *Be it enacted by the General Assembly of the*
That the city council of the city of Marietta, Washington cou
and is hereby authorized and empowered to construct a sys
works for said city, and to issue the bonds of said city in ar

sary to construct such system of water-works, but in no case to exceed one hundred thousand dollars, such bonds to bear interest at such rate, not exceeding five per cent. per annum, payable semi-annually, as such city council may, by resolution or ordinance, provide, and to be issued at such time or times, not exceeding three years from the passage of this act, and in such amounts, and to be of such denominations, as such city council may by resolution or ordinance provide, and the same to be made payable at such time or times as such city council may by resolution or ordinance provide, but in no case to be less than ten nor more than thirty years from the date of their issue, and which bonds shall not be sold for less than their par value, and accrued interest, in cash, the proceeds of which said bonds shall be used for the purpose of constructing and completing such system of water-works and paying expenses incident to such constructing and completing, and for no other purpose. The said bonds shall be signed by the mayor of said city, and the seal of said city shall be affixed thereto, attested by the clerk of said city; and when the said bonds, or any of them, are sold, the proceeds shall be paid to the treasurer of said city, who shall hold and disburse said proceeds as other city funds are by him held and disbursed.

SECTION 2. If any bonds of said city be issued as hereinbefore provided, the city council of said city is hereby authorized and required, annually thereafter, until the same, and interest thereon, shall be fully paid, to assess and levy a tax, on all the taxable property of said city, sufficient, in addition to any net income that may be derived from such water-works, to provide for the payment of the interest accruing upon the bonds so issued, and also to provide, by means of a sinking fund, or otherwise, for the payment of the principal of such bonds as they mature.

SECTION 3. This act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 10, 1889.

[House Bill No. 1415.]

AN ACT

To authorize the incorporated village of Celina, Mercer county, to borrow money and issue bonds therefor, for the purpose of sinking wells for natural gas, purchasing or leasing lands, upon which to sink wells, purchasing and laying pipes, or purchasing the gas plant of the Celina Light and Fuel company, and to supply the said village and the citizens thereof with natural gas for public and private use.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the council of the incorporated village of Celina, Mercer county, Ohio, be and it is hereby authorized to issue bonds, not exceeding eighty thousand dollars, par value, for the purpose of sinking wells for natural gas, purchasing or leasing lands in the Mercer county gas field, for the purpose of drilling wells for natural gas, purchasing and laying pipes, and

constructing the necessary buildings, fixtures and machin
said bonds, or so much thereof as may be necessary, to purc
of "The Celina Light and Fuel company," their lands and
much of said lands and leases as may be necessary for the
said.

SECTION 2. Before said bonds, or any of them, shall
question of issuing the same shall be submitted to the qua
said village, at a general or special election, to be held at su
council of said village shall appoint, and the tickets vot
written or printed thereon the words, "Authority to issue
or, "Authority to issue bonds—No." If the proposition to i
approved by a majority of those voting upon the propositi
shall have authority to issue bonds for the purpose named i

SECTION 3. The council of said village shall publish
submission of such question in all newspapers published i
for at least ten days prior to such election, and such electio
in all respects, not otherwise herein provided, as municipal
now required by law to be held in said village.

SECTION 4. Such bonds, when so authorized, shall be
council of said village in denominations not less than five
lars, payable in such times, not exceeding fifteen years,
shall provide, with interest not exceeding six per centu
payable semi-annually, principal and interest payable at
places as the council may direct. Said bonds shall expre
face the purpose for which, the place where payable, and
which issued, and shall be signed by the mayor and counte
clerk of the village, with the corporate seal of said village
and shall not be sold for less than their face value.

SECTION 5. No more bonds shall be issued and sold th
for and required by the actual and necessary cost and expe
wells, constructing a plant or plants, or the purchase of g
existing, as may be required for the purposes mentioned in
this act.

SECTION 6. That if the village of Celina shall purchase
now existing in said village, the present rates of charges
shall not be diminished until the bonds issued for the pu
same are fully paid off, and the money arising from the sa
gas shall, after deducting therefrom the current expens
management and the sinking of new wells, and making all
nections, be set apart as a sinking fund to meet the interest
of said bonds, and shall not be used for any other purpose.
cil of said village is hereby authorized to levy a tax annual
ing ten mills on the dollar, on the taxable property of said
shall be used as a sinking fund for the gradual extinguis
bonds; but nothing herein shall be so construed as to pro
council from donating gas to manufacturers for a period of
the date of contract, for manufacturing purposes, provided
be done without interfering with the consumption of gas t
sumers.

SECTION 7. That the said council shall have power
any plant constructed by the village of Celina, with the ga
Celina Light and Fuel company, or any other company her

upon such terms as may be agreed upon between said the Celina Light and Fuel company, or such other company, and the council of said village.

SECTION 8. This act to take effect from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 10, 1889.

[Senate Bill No. 545.]

AN ACT

To divide Clayton township, Perry county, Ohio, into two election precincts.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the township of Clayton, in the county of Perry, and state of Ohio, be and the same is hereby divided into two election precincts, as follows, to-wit: Sections one (1), two (2), ten (10), three (3), four (4), five (5), six (6), seven (7), eight (8), nine (9), eleven (11), twelve (12), fourteen (14), fifteen (15), sixteen (16), the north half of section twenty-two (22), and all of section twenty-three (23), shall constitute one election precinct, and be known as the "Redfield precinct" of said township; and that the balance of said township not above described shall constitute the other precinct, and be known as "Rehoboth precinct" of said township; and the elections in said precincts shall be held, respectively, in the villages of Redfield and Rehoboth in said township.

SECTION 2. This act shall take effect and be in force from and after the first day of July, 1889.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 10, 1889.

[House Bill No. 661.]

AN ACT

To open, grade and macadamize Glen Lyon avenue, Hamilton county, Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the commissioners of Hamilton county, upon the written application of any person owning four hundred feet front on Glen Lyon avenue, shall proceed to open, grade and macadamize said avenue (as dedicated and appears of record), beginning at the north end thereof, and continuing south to Clinton street; and for the purpose of making said improve-

ment the said commissioners are hereby authorized and req
bonds, in an amount not exceeding twelve thousand dollar
may be in denominations of not less than $100 nor more tha
ing interest not exceeding five per cent. per annum, pay
nually, and redeemable at such time as the commissioners m
but not exceeding ten years from date, and shall not be sold
par; and to meet the principal and interest on said bonds, t
levied, annually, a sufficient tax on the property benefited, t
and prorated against each lot and parcel of land according
opening, grading and macadamizing, the same to be ascer
county engineer and county commissioners. That the n
from the sale of said bonds shall not be transferred or diverte
but the surplus, if any, shall be reserved by said commiss
benefit of said road.

SECTION 2. This act shall take effect and be in force fi
its passage.

ELBERT L. LA
Speaker of the House of
THEO. F.
President pro tem.

Passed April 10, 1889.

[House Bill No. 1007.]

AN ACT

To authorize the commissioners of Clermont county, Ohio, to construc
turnpike road.

SECTION 1. *Be it enacted by the General Assembly of the*
That the commissioners of Clermont county, Ohio, be and th
authorized to construct the following free turnpike road, to
ning at the village of Neville, in Clermont county, Ohio; th
line of the public road through lands owned by Capt. Fred N
T. D. Clark, N. S. Hill, John Jarmon and others, to Maple
up Maple creek via Maple Dell school house, McKendree
the line of the public road to where it intersects the Felicity
free turnpike road at or near Penn's school house, in Frank
Clermont county, Ohio.

SECTION 2. In locating and laying out said road, the
commissioners shall have power to locate the same upon th
part of any county or township road heretofore laid out an
and to widen, alter, or change, or vacate the same, or any par
shall have power to lay out, locate and survey such turnpik
improved lands, and are hereby authorized for that purpose
and appropriate the necessary land therefor in pursuance o
Ohio, for the appropriation of private property for public
the payment of compensation therefor; said road shall b
more than sixty nor less than thirty feet wide.

SECTION 3. Said commissioners may, if they deem bes
for the construction of said road; provided, that said bonds

erest at a higher rate than six per centum per annum, payable semi-nually, and shall not be sold for less than their par value; provided ther, that said bonds may extend to such time as they can be met by evy of two-tenths of one mill on the dollar, on the tax duplicate of the unty.

SECTION 4. Said commissioners shall, before proceeding to the con-uction of said road, or any part thereof, require and secure from those terested in said improvement, a subscription or donation, equal in nount to twenty per centum of the cost of said improvements to aid in e construction of said road.

SECTION 5. For the purpose of paying said bonds the county com-issioners are hereby authorized to levy and assess a tax, not exceeding o-tenths of one mill on the dollar, annually, on all taxable property in id county, in addition to taxes now authorized by law.

SECTION 6. That a majority of said board of county commissioners all be necessary at any regular session, to agree upon specifications, d order said improvement or any part thereof.

SECTION 7. This act shall take effect and be in force from and after its ssage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 10, 1889.

[House Bill No. 1029.]

AN ACT

o authorize the trustees of Wayne township, Jefferson county, to purchase land, and erect thereon a tool-house for the use of said township.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That he trustees of Wayne township, Jefferson county, be and they are hereby uthorized and empowered to purchase land, and erect thereon a tool-ouse for the use of said township.

SECTION 2. Should the owner of the land selected for the location of aid tool-house, and the trustees of said township, be unable to agree upon price for said land, the trustees may appropriate land therefor, not xceeding one acre, by proceedings in accordance with the provisions of aw regulating the appropriation of private property by municipal corpor-tions; and the township trustees are authorized to pay for the same out f the township fund of said township.

SECTION 3. This act shall take effect and be in force from and after ts passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 10, 1889.

[House Bill No. 1196.]

AN ACT

To amend an act entitled "an act to establish a special school district in ship, Stark county, Ohio," passed April 14, 1888 (O. L., vol. 85,

SECTION 1. *Be it enacted by the General Assembly of the* That the above entitled act be so amended as to read as follo

Sec. 1. A special school district in the township Stark county, Ohio, to be known as The Mapleton Special Sc is hereby established in and for the following described terr All that part of the south half of section 23 heretofore emb district No. 4 of said township, the whole of section 26, e half of the southeast quarter thereof, the whole of section 27 of section 28, the whole of section 34, and the west half of said Osnaburg township, in Stark county.

Sec. 2. Said special school district shall be entitled proportionate share of the school funds, and the funds levie tal expenses, in accordance with the enumeration of the school children entitled to attend school, said funds being t lected within the township or county treasuries, and shall be such laws as now are or may hereafter be enforced relati school districts. All money which has been collected by treasurer of said Stark county for what was known as Map School District, as created by the act of April 14, 1888 (O. 541), for persons living in sections No. 21 and 22 of said to that part of section 23 heretofore included in sub-district N township, shall be refunded to the board of education of sa for the benefit of the sub-district to which said sections belo April 14, 1888.

SECTION 2. Said original act, passed April 14, 1888 (p. 541), is hereby repealed.

SECTION 3. This act shall take effect and be in force fr its passage.

ELBERT L. LA
Speaker of the House of
WM. C
President

Passed April 11, 1889.

[House Bill No. 1272.]

AN ACT

To authorize the commissioners of Stark county, Ohio, to transfer ce

SECTION 1. *Be it enacted by the General Assembly of the* That the commissioners of Stark county, Ohio, be and are h ized to transfer six thousand ($6,000.00) dollars from the s the county fund.

SECTION 2. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 11, 1889.

[House Bill No. 1377.]

AN ACT

To authorize the city council of Bucyrus, Crawford county, to borrow money and issue bonds therefor, for the purpose of erecting a city building or hall in said city.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the city council of the city of Bucyrus be and is hereby authorized to issue the bonds of said city for an amount not exceeding forty thousand dollars ($40,000), for the purpose of erecting a city building or hall in said city.

SECTION 2. Before such bonds or any of them shall be issued by said city council, the question of issuing the same shall be submitted to a vote of the qualified electors of said city, at any municipal or general election, or at a special election that may be called for that purpose by said city council, of which election ten days' notice shall be given by the mayor in two newspapers of general circulation in said city, and if a majority of the ballots cast at such election be in favor of such improvement, then, and not otherwise, shall the council of said city be authorized to issue said bonds herein provided. Those voting in favor of the issue of said bonds shall have written or printed on their ballots the words, "City hall bonds—Yes;" and those voting against the issue of said bonds shall have written or printed on their ballots the words, "City hall bonds—No." For the purpose of carrying out the provisions of this act, said city of Bucyrus and its officers shall be exempted from the provisions of section 2563 of the Revised Statutes of Ohio, as amended March 11th, 1884.

SECTION 3. Said bonds, when so authorized, shall be issued according to the provisions of an ordinance to be by the city council passed for that purpose, in denominations not less than five hundred dollars, and not more than one thousand dollars, payable at such times and places as may by said ordinance be provided for, with interest not to exceed six per cent. per annum. Said bonds shall in all cases express upon their face the purpose for which and the act under which issued, and shall be signed by the mayor and countersigned and registered by the clerk of said city, with the seal thereof impressed thereon, and shall be sold according to law, and for not less than their face value.

SECTION 4. And the council of said city is hereby authorized to levy a tax, annually, not exceeding two mills on the dollar valuation on the taxable property within said city, in addition to the tax now by law authorized to be levied therein, in such amount as will each year be sufficient to pay the principal and interest falling due on such bonds, and such levy shall be placed on the tax duplicate by the auditor of said county, and collected as other taxes.

SECTION 5. No more of said bonds shall be issued o
necessary for, and required by the necessary cost and exper
said city building or hall, and all moneys or proceeds aris
bonds shall be used exclusively for and applied to the p
work, labor, material and other expenses necessary in co
building or hall.

SECTION 6. This act shall take effect and be in force f
its passage.

ELBERT L. L
Speaker of the House of
WM. C
President

Passed April 11, 1889.

[House Bill No. 1392.]

AN ACT

To authorize the board of education of the village district of New Carlis
to levy an additional tax for the purpose of purchasing a library f
public schools and school children in said district.

SECTION 1. *Be it enacted by the General Assembly of the*
That the board of education of the village district of New C
county, Ohio, be and is hereby authorized to levy a tax on
property within said district for the year 1889, not exceedin
the dollar, in addition to the levy now authorized by law, f
of purchasing a library for the use of the public schools an
dren in said district; said library to be under the control
ment of said board of education.

SECTION 2. This act shall take effect on its passage.

ELBERT L. L
Speaker of the House of
WM. C
President

Passed April 11, 1889.

[House Bill No. 1416.]

AN ACT

To repeal an act authorizing the village of West Unity and the townshi
liams county, Ohio, to build a town hall, passed March 14, 1888 (O
413).

SECTION 1. *Be it enacted by the General Assembly of the*
That the act recited in the above title be and the same is he

SECTION 2. This act shall take effect and be in force
its passage.

ELBERT L. L
Speaker of the House of
WM. C
President

Passed April 11, 1889.

[House Bill No. 1417.]

AN ACT

To create a special school district for the village of Mt. Oreb and vicinity, in Brown county.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* at the following described territory, to-wit: Beginning at the center of e Ohio and Northwestern railroad, at the crossing of a township road in erling township, Brown county, Ohio; thence with the center of said R. N. 72° W. 210⅘ poles, to a stake in R. R. corner to land of Chas. omas, in the line of Bodman; thence with line of Thomas, S. 15° W. 8 poles to a stake in Williamsburg and Mt. Oreb turnpike; thence S. 46° E. 3½ poles to corner of Ed. Boyd and James Day in county road, crossing line into Pike township at 175 poles; thence with county road S. ° E. 150 poles to a stump; thence S. 71° E. 152 poles to a stake in county ad, 5 poles east of Sterling creek; thence S. 14° W. 142 poles to a forked ckeye tree on east bank of said creek; thence S. 74° E. 92 poles to a ake in the Mt. Oreb and Georgetown turnpike; thence N. 71° E. 623 les to a forked locust on the south side of county road running east om Mt. Oreb; thence N. 3° W. with Patton's line 112 poles to a stake in tton's line, and crossing township line into Green township; thence N. ° W. 350 poles to a white oak, corner to Simon Carpenter and Trisler; ence with Trisler's line N. 31° E. 82 poles to Trisler's corner; thence th another of Trisler's lines N. 47° W. 162 poles to corner of Day and isler in the county road; thence S. 48° W. 167 poles, to corner in Mt. eb and Fayetteville turnpike 4 poles north of Benton bridge; thence . 207 poles to Elm; thence N. 70° W. 178 poles, to a stake in county ad; thence with said road S. 15° W. 54½ poles to the beginning, shall be d the same is hereby created and declared to constitute a special school strict; provided, however, that the proposition shall be submitted to a te of the electors residing within said territory, at an election held in e following manner.

SECTION 2. Written or printed notices shall be posted in at least ree of the most public places within said territory, signed by at least ree resident electors of the same, requesting the qualified electors there- to assemble on a day, at least five days from the day of posting, and at hour and place designated in said notices, then and there to vote for against the creation of said special school district. The electors assem- ed at the time and place designated in said notices, shall appoint a airman and two clerks, who shall be judges of said election, which shall ntinue at least two hours, and shall not close before four o'clock P. M. he electors in favor of the proposed special school district shall have ritten or printed upon their ballots, "Special school district—Yes;" ose opposed thereto, "Special school district—No;" and a majority of e ballots so cast shall determine the question whether or not the said roposed special school district shall be created.

SECTION 3. Should a majority of all the ballots cast at said election e found in favor of the special school district as aforesaid, the electors hall at once proceed to elect three members to constitute a board of edu- ation, one to serve until the third Monday of April next succeeding his lection, and one to serve for one year, and one for two years from said hird Monday, and until the election and qualification of their successors;

and on the second Monday of April of each year following t
of the board of education, there shall be elected one mem
three years, and until his successor is elected and qualified

SECTION 4. Said special school district shall be entitl
proportionate share of the school funds and the funds le
house and incidental expenses, in accordance with the
the year 1888, of children who are entitled to attend sch
being those now collected within the county or townshi
shall be governed by such laws as now are or may herea
relating to special school districts.

SECTION 5. This act shall take effect and be in force
its passage.

ELBERT L. I
Speaker of the House o
WM.
Preside

Passed April 11, 1889.

[House Bill No. 1419.]

AN ACT

To create the township of Ridge, in the county of Wyandot, a separa
macadamizing and improving the roads and highways in said

SECTION 1. *Be it enacted by the General Assembly of the St*
Ridge township, in Wyandot county, be and the same is
tuted and made a separate and independend road district f
of macadamizing and improving the roads and highway
ship and for no other purpose, independent of, and free fro
of existing laws relating to the improvement of roads and

SECTION 2. The trustees of Ridge township, Wyan
the purpose of macadamizing and improving the roads ar
said township so constituted and made a special and ind
district by the provision of section 1 of this act, be and t
authorized to assess and levy upon the taxable property of
annually, a tax not exceeding seven mills on the dollar
twenty years, beginning with the year 1889 and ending
1909, and for no other purposes. Said tax so hereby auth
sessed and levied shall be collected as other taxes upon th
cate of the county and shall be paid in money, and shall
road fund under the exclusive supervison, control and ap
trustees of said township and to be applied by them in mac
improving the roads in said township so constituted and
road district by the provisions of section 1 of this act.

SECTION 3. This act shall take effect from and after it

ELBERT L. I
Speaker of the House o
WM.
Presid

Passed April 11, 1889.

[House Bill No. 1421.]

AN ACT

uthorize the incorporated village of Clarington, Monroe Co., Ohio, to issue bonds to make improvements.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* t the incorporated village of Clarington, Monroe county, Ohio, by its ncil be authorized to issue bonds in a sum not exceeding ten thou- l dollars, for the purpose of improvements in said village. Said bonds e signed by the mayor and countersigned by the clerk of said village, to be for sums not less than one hundred dollars nor more than five dred dollars each, and bearing interest at a rate not to exceed six per . per annum, payable semi-annually, the principal and interest of said ds to be payable at the corporation treasurer's office in said village; ided, that said bonds shall not be sold for less than their par value.

SECTION 2. That for the purpose of paying said bonds and interest eon, as the same become due, the council is hereby authorized and owered to levy and assess a tax, in addition to all other levies author- by law, on the taxable property of said village, annually, commenc- with the year 1889, as shall be sufficient to pay principal and interest aid bonds as the same become due and payable; provided, that only interest on said bonds shall be made payable by said council for the 1889, and 1890. And the money so raised shall not be used for any ose other than paying said bonds and the interest thereon; provided, the question of issuing said bonds shall first be submitted to a vote he qualified electors of said village, at a special election held in said age, ten days' notice whereof shall be given by publication in the vil- newspaper, or by posting written notices in five public places in said age, or both; and if a majority of the votes cast at said election shall n favor of issuing said bonds, the council shall have the authority to e the same as herein before provided.

SECTION 3. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 11, 1889.

[House Bill No. 1436.]

AN ACT

uthorize the council of the village of Deshler, Henry county, Ohio, to borrow money nd issue bonds therefor, for the purpose of defraying the expenses of said village.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* t the council of the village of Deshler, Henry county, Ohio, be and is eby authorized to issue bonds not exceding in amount four thousand ars, for the purpose of defraying the expenses of said village.

SECTION 2. Said bonds shall be signed by the mayo signed and registered by the clerk of said village, and m denominations not less than fifty nor more than five hundr ing interest not exceeding six per cent. per annum, payable and said bonds to run for such length of time, not excee and to come due in such installments as may be determin cil; said bonds and the interest thereon to be payable at said council may direct.

SECTION 3. Said council is hereby authorized to levy to meet any indebtedness incurred under this act.

SECTION 4. This act shall take effect and be in force its passage.

ELBERT L. I
Speaker of the House of
WM.
Preside

Passed April 11, 1889.

[House Bill No. 1437.]

AN ACT

Supplementary to an act entitled "an act to authorize the comm county to improve the roads of said county," passed March 24, vol. 83, page 279).

SECTION 1. *Be it enacted by the General Assembly of t* That the commissioners named in the act to which this is are authorized to purchase any land necessary for the wide ening of any road to be improved under said act, and to p any lands in said county for gravel to improve said roa any ditch or ditches necessary to drain any gravel ban other deposit of gravel, owned or leased by them, and in or such ditch or ditches, said commissioners shall file a peti bate court of said county, setting forth the object and n ditch or ditches, and a description of the route thereof, a judge shall fix a time for the hearing of such petition a thereof to be given to each person whose lands will be a and in case the probate judge shall find such ditch or ditch the drainage of such gravel bank, gravel bed or other depo shall appoint three judicious, disinterested freeholders of t upon the line of such proposed ditch and view the sam estimate of, and award to such landowners, damages an for their lands, which shall be paid into said court for s before constructing said ditch; and any person or corpor thereby may give bond as required by section 4463 of the R and then the cause shall be tried by a jury in said court i ner as if appealed from the county commissioners; and t probate judge shall be allowed the same fees as in like pr the county commissioners.

SECTION 2. When said commissioners are unable to contract with the owner of any land needed for the wide

ng of any road improved under the act to which this is supplementary, with the owner of any gravel bank, gravel bed or other deposit of gravel other material, in the judgment of said commissioners necessary for the improvement of said roads within said county, upon fair and equitable terms, in case the owner refuses to sell or contract with said commissioners, the sale of such lands, gravel or other material, upon the commissioners eeing to allow a just and reasonable compensation therefor, then they authorized and empowered to condemn for public use said land or terial in such quantities as in their judgment will be necessary for said ds, and for such condemnation the same proceedings shall be had which provided for the appropriation of private property by municipal corations.

SECTION 3. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 11, 1889.

[House Bill No. 1440.]

AN ACT

authorize the trustees of the township of Norwich, Huron county, to transfer funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That e trustees of Norwich township, Huron county, be and they are hereby thorized to transfer the sum of seven hundred dollars from the township nd, and the sum of two hundred dollars from the cemetery fund of said vnship, to the road fund thereof.

SECTION 2. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 11, 1889.

[House Bill No 1441.]

AN ACT

To authorise the village of Elyria to transfer funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, hat the council of the village of Elyria be and it is hereby authorized to ansfer not exceeding one thousand dollars from the general fund of the easury of said village to the fire and water fund thereof.

SECTION 2. This act shall take effect and be in force fr
passage.

ELBERT L. L
Speaker of the House of
WM.
Preside

Passed April 11, 1889.

[House Bill No. 1443.]

AN ACT

To divide the township of Oregon, county of Lucas, and state of O
precincts.

SECTION 1. *Be it enacted by the General Assembly of th*
That all that part of Oregon township, Lucas county, Ohio
the Wheeling and Lake Erie railroad, and west of the c
one, twelve, and thirteen, town ten, south, range eight, e
same is hereby created into an election precinct, to be kno
one. That portion lying north of said Wheeling and Eri
west of the center of section twenty-four, twenty-five, and t
nine, range eight, and west of the center of section one, t
nine, be and the same is hereby created into an election
known as precinct two. That portion east of precinct on
west of the east line of section seventeen, eight and five, t
nine, and also west of the east line of section thirty-two, tw
twenty, town nine, range nine, be and the same is hereby
election precinct, to be known as precinct three. All of sai
ship east of precinct three shall be known as precinct four.

SECTION 2. That an act entitled "an act to create
precinct in the township of Oregon, in the county of Luca
ruary 12, 1887, be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in force
its passage.

ELBERT L. L
Speaker of the House of
THEO. I
President pro te

Passed April 10, 1889.

[House Bill No. 1444.]

AN ACT

To authorize the trustees of Staunton township, in Miami county, Ohi
ship house and part of the grounds thereto belonging, and to bui
house thereon.

SECTION 1. *Be it enacted by the General Assembly of th*
That the township trustees of Staunton township, Miami

and they are hereby authorized to sell, at public auction or private le, the township house and so much of the grounds thereto belonging, they may deem proper, reserving however a sufficient amount of the ounds to build a suitable building thereon for township purposes; and at out of the proceeds of said sale, they are hereby authorized and quired to build a new township house, on that part of the grounds so served by them, on the site now owned and used for such purposes in id township.

SECTION 2. That before said sale shall be made as provided in the rst section of this act, the township trustees shall give notice, by either written or a printed notice or by publication in some newspaper of gen- al circulation within the county, for at least ten days before said sale, id that when any such sale is made, the trustees of said township shall xecute to the purchaser thereof their deed of that date, which deed when roperly executed, shall invest the purchaser with all the rights and priv- eges of ownership that was theretofore possessed by said township.

SECTION 3. This act shall take effect and be in force from and after s passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 11, 1889.

[House Bill No. 1445.]

AN ACT

To authorize the council of the incorporated village of Cardington to issue bonds for gas purposes.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the council of the village of Cardington, Morrow county, Ohio, be nd the same hereby is authorized to issue the bonds of said village in any um or sums not exceeding thirty-five hundred dollars, bearing interest t a rate not exceeding six per cent. per annum, payable semi-annually, or the purpose of providing funds to defray the expense of sinking well r wells for natural gas, and laying necessary mains and service pipes herefor.

SECTION 2. The principal of said bonds shall be payable at such place, and at such times, not exceeding five years from date of issue, as the council of said village may, by ordinance, determine; and the said council is hereby authorized to levy a tax upon all the taxable property of said village to pay said bonds and interest, but such tax shall not exceed two mills on the dollar in any one year.

SECTION 3. Said bonds shall be issued in such sums as the council may, by ordinance, determine; they shall be signed by the mayor and countersigned by the clerk of said village, who shall make a record of the number, date and amount of each bond, and they shall not be sold for less than their par value.

SECTION 4. The question of issuing such bonds shall first be submitted to a vote of the qualified electors of said village at a general or

special election held in said village, of which ten days' given by publication in a newspaper published in said vill posted in five of the most public places in said village. Th issuing said bonds shall vote, "Gas well bonds—Yes;" an to issuing said bonds shall vote, "Gas well bonds—No." the votes cast at said election are in favor of issuing said b council shall proceed to issue said bonds as provided in th otherwise.

SECTION 5. This act shall take effect on and after its

ELBERT L. L
Speaker of the House of
WM.
Presider

Passed April 11, 1889.

[House Bill No. 1447.]

AN ACT

To authorize the city of Fostoria, in Seneca and Hancock counties, to purpose of providing said city with water-works.

SECTION 1. *Be it enacted by the General Assembly of th* That the city council of the city of Fostoria, in Seneca counties, Ohio, be and said city council is hereby authoriz ered to issue, from time to time, the bonds of the city fo exceeding in the aggregate, two hundred thousand dolla such length of time as may be deemed proper, not exceedin and bearing a rate of interest not exceeding five per centu for the purpose of providing said city with water-works.

SECTION 2. Said bonds shall be designated water-wo shall be signed by the mayor and countersigned by the cle and shall be sold under the direction of the council o not less than par, and the proceeds shall be applied exc above named purpose.

SECTION 3. Before said council shall issue said bond tion shall be submitted to a vote of the qualified electors o special election called for that purpose, by giving notice days previous thereto by publication in two newspapers pu general circulation in said city of Fostoria. The election s the usual places of holding elections in said city, and all the ing said proposition shall have written or printed on their water-works bonds—Yes;" and those opposed to said pr have written or printed on their ballots, "Issue water-work and should a majority of the electors voting upon said pr "yes," then said council shall be authorized to issue said vided in this act.

SECTION 4. This act to take effect on its passage.

ELBERT L. L
Speaker of the House of
WM.
Preside

Passed April 11, 1889.

[House Bill No. 1492.]

AN ACT

To authorize the council of the incorporated village of Cambridge, Guernsey county, to issue bonds for the purpose of general improvement and benefit of said village.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* hat the council of the incorporated village of Cambridge, Guernsey ounty, Ohio, be and are hereby authorized to borrow not to exceed rty thousand dollars ($40,000), to be applied to the general improve- ent and benefit of said village.

SECTION 2. That for the purposes of meeting the expenses aforesaid, he said council of the incorporated village of Cambridge, Ohio, is author- ed to issue bonds, to be signed by the mayor and attested by the Clerk said village, in denominations of not less than five hundred dollars $500), and not more than one thousand dollars ($1,000), bearing nterest at a rate not to exceed six per cent. per annum, payable annually; aid bonds to be payable at such time or times, not exceeding twenty-five ears from their respective dates thereof, as said council may determine, hich said bonds shall not be sold for less than their par value, and to be old without compensation or commission, and said bonds may, in the iscretion of said council, have interest coupons attached, and said bonds nd interest shall be payable at the village of Cambridge, Ohio.

SECTION 3. That for the purpose of paying said bonds and the inter- st thereon as the same shall become due, the said council is hereby uthorized and empowered to levy on all the taxable property of said vil- age of Cambridge, Guernsey county, Ohio, a tax for such an amount nnually, not exceeding two mills above the maximum authorized by the eneral laws, which levy shall be placed on the duplicate by the auditor f said county, collected as other taxes, and when collected paid over to he treasurer of said village.

SECTION 4. The act to authorize the council of the incorporated illage of Cambridge, Guernsey county, Ohio, to issue bonds for the gen- ral improvement and benefit of said village, before the same shall become law, the act shall first be submitted to a vote of the qualified electors of he incorporated village of Cambridge, and if said act be ratified and ffirmed by three-fifths of all the votes for or against said act, at any gen- ral election held within the corporate limits of the said village of Cam- ridge, or by a special election to be called by council to vote upon said ct, and the propositions therein, and if the act be ratified as aforesaid, the ame shall take effect and be in full force when ratified by said three-fifths ote of the electors aforesaid.

SECTION 5. This act shall take effect and be in full force on and fter its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 11, 1889.

[Senate Bill No. 623.]

AN ACT

To authorize and direct the boards of education of Knox and Vinton to
ton county, to levy a tax to pay for their proportion of the money a
for the construction of a school house, and tuition and current cont
for the years 1881, 1882, 1883, 1884, 1885, 1886 and 1887, in joint su
composed of parts of Madison, Knox and Vinton townships, in said

WHEREAS, In September, 1881, a certain joint sub-distr
lished in Vinton county, Ohio, and is now known as join
No. 9, composed of parts of Madison, Knox and Vinton town
county; and

WHEREAS, The school house in said district is situate
township, and, because of the want of certain formalities, the
were not enumerated in said district, and the burden of the
of a school house, and tuition and all expenses, have been b
Madison township, since September, 1881, to and including
amounting to the sum of $1,591.51; and

WHEREAS, The townships of Knox and Vinton have h
of said amount so expended, in proportion as the school yo
said townships in said joint sub-district bear to the whole n
school youth in said joint sub-district, and should bear the
portion of said sum of $1,591.51; therefore,

SECTION 1. *Be it enacted by the General Assembly of the*
That the boards of education of said townships are hereby a
required to take such steps as will ascertain, with reasona
the number of the school youth of their respective township
joint sub-district No. 9, in Madison township, for each ye
with the year 1881, and including the year 1887; and that
education of Knox township and Vinton township are au
required forthwith to make such a levy upon the proper
spective townships as will fully liquidate and pay their full
the sum of $1,591.51, the aggregate of the principal debt fo
school house, and the tuition and contingent expenses, for
trict, for the years beginning September 1, 1881, to and inclu
1887. The share of each township shall be in proportion a
of the school youth of said township residing in said joint su
9 shall bear to the whole number of the school youth of sa
district, for each of the years beginning September 1, 1881, t
ing 1887.

SECTION 2. The boards of education of said townships
Vinton may distribute the levy in their respective township
the provisions of this act, over such number of years as a m
board shall decide, taking care, however, to provide a mea
interest on the sum due until paid.

SECTION 3. This act to take effect on its passage.

ELBERT L. LA
Speaker of the House of
THEO. F.
President pro tem.

Passed April 11, 1889.

[House Bill No. 850.]

AN ACT

To amend sections 1, 6, 7 and 8 of an act passed April 11, 1888 (Ohio Laws 85, p. 528), "authorizing the commissioners of Hamilton county to improve the Cincinnati, Oakley and Madison avenue."

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That sections 1, 6, 7 and 8 of an act passed April 11, 1888, to authorize the county commissioners of Hamilton county to improve the Cincinnati, Oakley and Madison avenue, and for other purposes, be amended so as to read as follows:

Sec. 1*a*. That the county commissioners of Hamilton county are hereby authorized and directed to improve, as herein provided, the Cincinnati, Oakley and Madison avenue, commencing at the intersection of the line of the Madison turnpike with the north corporation line of the city of Cincinnati; thence running northeastwardly with the line of said turnpike to the Brotherton road at Oakley; thence with the line of said Brotherton road to the corporation line of Madisonville, a distance of about eighteen thousand feet, and to a width of sixty feet.

Sec. 6. The said commissioners, in addition to their other powers of taxation, are hereby authorized and directed to levy and collect in the grand levy of taxes on the taxable property of said county on the duplicate for the year 1889, a tax of $\frac{1}{8}$ of a mill on the dollar; for 1890, $\frac{1}{8}$ of a mill; the fund to be credited to the said "Cincinnati, Oakly and Madison avenue fund," and to be exclusively applied to the improvement of said avenue, as herein provided; and no part of said fund to be transferred to any other fund.

Sec. 7. The said county commissioners shall have exclusive and final action and jurisdiction under this act in making said improvement and the levy therefor. The commissioners may begin the construction of said avenue, with full authority to contract the same, at any time, from and after the passage of this bill, in anticipation of said levy.

SECTION 2. Said original sections 1, 6, 7 and 8 shall be and the same are hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.

THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 11, 1889.

[House Bill No. 1204.]

AN ACT

To authorize and empower the incorporated village of Milton, Miami c borrow money and issue bonds to purchase or lease grounds and drill gas, as may be deemed necessary.

SECTION 1. *Be it enacted by the General Assembly of the* That the council of the incorporated village of Milton, of M Ohio, be and said council is hereby authorized and empower money, issue the bonds of said village and sell the same, n three thousand dollars in amount, and to use the proceeds th chasing or leasing grounds and drilling a gas well or piping f

SECTION 2. Such bonds shall be in such sums and pay time or times, not exceeding ten years, as said council shal The bonds shall bear interest at a rate not exceeding six p annum, payable semi-annually, and shall not be sold for less value thereof; said bonds shall be signed by the mayor and c by the clerk of said village, and shall be authenticated by the and a complete record of the same shall be kept by the clerk.

SECTION 3. For the payment of the bonds and the inte said council shall levy a tax, in addition to the amount other ized, every year during the period the bonds have to run, amount each year to pay the bonds falling due that year, and interest thereon.

SECTION 4. Before any bonds are issued and tax levied, by this act, the question of issuing the bonds shall be subm qualified electors of said village, at an election to be held a after the passage of this act as the council may determine; a notice of such election and submission shall be given by t said village by posting up notices in five public places in stating the amount of bonds to be issued, the purpose for wh issued, and the time and place of holding the election; and of the electors voting at such election, upon the question of bonds, vote in favor thereof, then the bonds may be issued levied. Those in favor of the proposition shall have writte on their ballots the words, "For the issue of bonds;" and against the same, the words, "Against the issue of bonds."

SECTION 5. Said election shall be held and conducted manner as is now provided by law for holding municipal e the clerks and judges of said election shall certify to the ci said village, the result of the same. If a majority of the elect said election vote in favor of said proposition, the council sha convenient, advertise in at least two newspapers published in for a period of not less than three weeks, for sealed bids for th bonds, as a whole or in lots, as said council may determin award the same to the highest bidder; provided, that said reserve the right to reject any or all bids, and in case of reject ceed to re-advertise and sell until a sale is effected as by this

SECTION 6. This act shall take effect and be in force fr its passage.

NOAH H. ALI
Speaker pro tem. of the House of R
THEO. F.
President pro tem.

Passed April 12, 1889.

[House Bill No. 1292.]

AN ACT

To authorize the city of Columbus to issue bonds for the construction of a bridge across the railroad tracks from Lazelle street to Buckeye street.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the city of Columbus be and is hereby authorized and empowered to issue bonds in any sum not exceeding fifty thousand dollars ($50,000), in addition to the amount heretofore authorized, in the denomination of one thousand dollars each, to run for such a period, not exceeding twenty years, as the council of said city may determine, and to bear interest at a rate not to exceed six per centum per annum, for the purpose of constructing a bridge, and approaches thereto, across the railroad tracks from Lazelle street to Buckeye street.

SECTION 2. The city council of said city of Columbus shall levy, annually, on all the property in said city, a tax sufficient in rate and amout to pay the accruing interest on such bonds, and to provide a sinking fund to pay said bonds at maturity; and such levy may be additional in rate and amount to the taxes authorized by law to be levied for any and all other purposes.

SECTION 3. This act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 12, 1889.

[House Bill No. 1357.]

AN ACT

To authorize the village of Hartwell, Hamilton county, to borrow money to construct a system of drainage in said village.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the council of the incorporated village of Hartwell, in the county of Hamilton, be and hereby is authorized to borrow money, not exceeding twenty-five thousand dollars, for the purpose of constructing a system of drainage in said village; and the council of said village is hereby empowered to issue bonds of the village for the money so borrowed, said bonds to bear interest at a rate not exceeding five per cent. per annum, payable semi-annually, and said bonds shall be of such denominations, and shall mature at such times as the council may determine; provided, said bonds shall not be sold for less than their par value.

SECTION 2. The said bonds shall not be issued by said council until the question shall have been submitted to a vote of the qualified electors of said village, at a general election, or a special election, of which not less than ten days' notice shall be given by publication in some newspaper of general circulation in said village; and at said election all those desiring to vote in favor of issuing said bonds shall have written or printed on their

ballots the words, "Issue of bonds for drainage—Yes;" and
siring to vote against said issue of bonds shall have written
their ballots the words, "Issue of bonds for drainage—N
majority of all the votes cast at such election be in favor o
said bonds, then said council may proceed as authorized in
this act, and not otherwise.

SECTION 3. And if the authority to issue said bonds
the electors of said village, as provided for in section two of
council is hereby empowered to levy such amount of tax upo
property of said village, in addition to other taxes authorize
may be necessary to pay the interest and principal of such
the same become due; said tax to be levied and collected i
as taxes for general purposes are levied and collected.

SECTION 4. This act shall take effect and be in force fr
its passage.

NOAH H. ALI
Speaker pro tem. of the House of R
THEO. F.
President pro tem.

Passed April 12, 1889.

[House Bill No. 1452.]

AN ACT

To authorize the town council of the incorporated village of Wilmington
row money and issue bonds therefor, for the purpose of sinking wells
and buying and laying pipes, and supplying said incorporated villag
zens thereof with natural gas for public and private use.

SECTION 1. *Be it enacted by the General Assembly of the S*
That the town council of the incorporated village of Wilmi
are hereby authorized to issue its bonds for an amount not exc
thousand five hundred dollars, for the purpose of sinking well
gas, buying and laying pipes, and constructing the necessar
fixtures and machinery to supply said village and the citizens
natural gas for public and private use.

SECTION 2. Before any such bonds shall be issued, the
issuing the same shall be submitted to a vote of the qualifie
such village at a special election, to be held at such time as th
said village shall appoint. The tickets voted shall have prin
the words, "Authority to issue bonds—Yes;" or, "Author
bonds—No." If the proposition to issue bonds be approved b
of those voting upon the proposition, the village shall have a
issue said bonds for the purpose named, as provided in this ac

SECTION 3. The council of said village shall publish n
submission of such question in a newspaper published in said
at least ten days prior to such election, and said election shal
all respects, not otherwise herein provided, as municipal electi
required to be held by law in said village.

SECTION 4. Said bonds, when so authorized, shall be iss
council of said city, in denominations not less than one hund

han five hundred dollars, payable in such times, not exceeding fifteen ears, as the council shall provide, with interest not exceeding six per ent. per annum, payable semi-annually, principal and interest payable t such place as the council may determine; they shall express upon their ace the purpose for which and the act under which issued, and shall be igned by the mayor, and countersigned and registered by the clerk of the illage, and shall not be sold for less than their face value.

SECTION 5. No more of such bonds shall be issued or sold than is necessary for and required by the actual cost and expense of sinking such well or wells as may be required for the purpose named, the purchase of pipes and buying and laying of pipes, and other necessary expenses; they shall be sold, from time to time, as is made necessary by the progress of the work, and in such amounts as shall be required and made necessary by the progress and for the proper completion of the works; and all proceeds and moneys arising from such bonds shall be used exclusively for and applied to the payment of the necessary expense for the supply of gas for the purpose aforesaid.

SECTION 6. All moneys collected or received by the town council of said village from the corporation [incorporated] village, or the citizens thereof, for gas furnished and cousumed for public or private use, and all net income and profits arising therefrom shall be applied to the payment of such bonds and interest, and the council of such village is hereby authorized to levy a tax annually, not exceeding three mills on the dollar valuation of taxable property within said city, in addition to the tax now by law authorized to be levied, in such amount as will each year be sufficient to pay the principal and interest then falling due upon such bonds, and provide a sinking fund for the gradual extinguishment of such bonds.

SECTION 7. All moneys so applicable to its payment of such bonds, which shall come into the hands of said town council before such bonds or any of them become due, shall be used to purchase such bonds, or invested under the order of the council as a sinking fund, to be applied to the payment of such bonds as they become due.

SECTION 8. This act shall take effect on and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 12, 1889.

[House Bill No. 1454.]

AN ACT

To authorize the commissioners of Lucas county, Ohio, to pay the claim of Philander Huested.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the commissioners of Lucas county, Ohio, be and they are hereby authorized to pay Philander Huested, of the village of Maumee, in said county and state, a sum not exceeding sixty dollars ($60.00) as they may deem just and equitable, for losses sustained by him by the killing of his horse, in crossing the swing bridge across the Miami and Erie canal

at Conant street, in said village, about the evening of M
1889.

SECTION 2. That this act shall take effect on its passag

NOAH H. AL
Speaker pro tem. of the House of
THEO. F.
President pro tem.

Passed April 12, 1889.

[House Bill No. 1468.]

AN ACT

To authorize the commissioners of Muskingum county, Ohio, to build a
Muskingum river, and to repeal an act passed April 2, 18

SECTION 1. *Be it enacted by the General Assembly of the*
That the county commissioners of Muskingum county, Ohi
hereby authorized and empowered to build a double track
the Muskingum river, at such point on said river in the city
in the vicinity of Underwood or Monroe streets, as the co
sioners may determine, in said county, to a point on the o
said river, at a cost not exceeding seventy-five thousand ($7
all contracts for erecting the same shall be let according to la
however, before said commissioners shall build said bridge,
tain the consent of the proper United States authorities to
across said river.

SECTION 2. For the purpose of paying for the constr
same, the commissioners are hereby authorized to issue bonds
at a rate of interest not exceeding six per cent. per annum,
able semi-annually; said bonds to be paid within ten yea
thereof, at the discretion of the commissioners, and the s
issued, signed, and sold according to law.

SECTION 3. For the purpose of paying the bonds and
thereon, as the same become due and payable, the comm
hereby required to levy annually on all the taxable proper
county a sum sufficient to pay the same, in addition to a
authorized by law.

SECTION 4. That an act entitled "an act to authorize
sioners of Muskingum county, Ohio, to build a bridge acros
gum river," passed April 2, 1889, is hereby repealed; and
take effect on and after its passage.

NOAH H. AL
Speaker pro tem. of the House of
THEO. F.
President pro tem

Passed April 12, 1889.

[House Bill No. 1479.]

AN ACT

To authorize the township of Windsor, in the county of Morgan, state of Ohio, to issue bonds for the purpose of joining the village of Stockport in purchasing a site and erecting a public hall in the village of Stockport, in said township.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* hat the trustees of Windsor township, Morgan county, Ohio, be and is re] hereby authorized and empowered to issue bonds not to exceed in nount two thousand dollars, for the purpose of joining the village of ockport, Morgan county, Ohio, in purchasing a site and erecting a pub- hall in said village of Stockport; and the amount of such levy shall be ually divided between said village of Stockport and the township of indsor. Said bonds shall not be sold for less than par, and shall be such denominations, and bear such rate of interest not exceeding six r cent. per annum, payable semi-annually, and may be made to run r such time as the trustees of said township may provide.

SECTION 2. The bonds mentioned in this act shall not be issued ntil after the question of levying a tax for the purchase of a site and the ection of a public hall shall have been submitted to the electors of said wnship, at a special election, to be held at such time as said trustees all deem best, after giving fifteen days' public notice thereof, and a ajority of the votes of the electors voting at said election be cast in favor of e levy of said tax. The ballots of said election shall have printed or ritten thereon, "Public hall tax—Yes;" "Public hall tax—No."

SECTION 3. This act shall take effect and be in force from and after its assage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 12, 1889.

[House Bill No. 1487.]

AN ACT

To authorize the treasurer of Pickaway county, Ohio, to deposit the funds received by him as such county treasurer, in the banks of the city of Circleville, during the remodeling, improving and repairing of the court house, in said county.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the treasurer of Pickaway county, Ohio, with the approval of his ureties in writing, and the consent of the commissioners of said county, e and he is hereby authorized to deposit with either or any of the national anks of the city in [of] Circleville, Ohio, the funds now in his possession, or which may be received by him, from time to time, as such county treas- rer, during the remodeling, improving and repairing of the court house, ow in progress, and that the sureties of said treasurer shall not be released rom their obligations on account of such deposit or deposits.

SECTION 2. That the said treasurer, with the approval
his sureties on his bond as treasurer of the city of Circlevil
with the approval of his sureties in writing on his bond a
the Circleville city school district, be and he is hereby authori
with either or any of the national banks in the city of Cir
the funds now in his possession, or which may be received
time to time, as such treasurer of the city of Circleville, Ohio
urer of the Circleville city school district, during the remode
ing and repairing of the court house, now in progress, and
ties of said treasurer on said bonds as treasurer of said city
Ohio, and said Circleville city school district, shall not be
their obligations on account of such deposit or deposits.

SECTION 3. That so soon as said treasurer's office in sai
now being remodeled, improved and repaired, shall be re
pancy, and the vault therein being constructed shall be reac
said treasurer of said county, city and school district, sha
funds which may have been deposited in said bank, by aut
act, to the vault and safe in said county treasurer's office.

SECTION 4. This act shall take effect and be in force f
its passage.

NOAH H. AL
Speaker pro tem. of the House of
THEO. F.
President pro tem.

Passed April 12, 1889.

[House Bill No. 1111.]

AN ACT

To authorize the county commissioners of Franklin county to appropriat
in the bridge fund for certain purposes.

SECTION 1. *Be it enacted by the General Assembly of the*
That the county commissioners of Franklin county be and
by authorized and empowered to appropriate and use from
the bridge fund, not heretofore appropriated and used, a sur
sand dollars, to build the approaches to the Clickinger r
Hamilton township, Franklin county, Ohio, and three tho
to complete the approach to the Sandusky street bridge
Columbus, Ohio.

SECTION 2. This act shall take effect from its passage.

NOAH H. AL
Speaker pro tem. of the House of
THEO. F
President pro tem.

Passed April 12, 1889.

[House Bill No. 1149.]

AN ACT

To divide Nimishillen township, Stark county, Ohio, into two election precincts.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* at the township of Nimishillen, in the county of Stark, be and the same hereby divided into two election precincts for all election purposes horized by law, as follows: That sections 1, 2, 3, and the east half of tions 4 and 9, and sections 10, 11 and 12, shall be known as the Harris- g precinct, of said township, with place of holding election at Harris- g, in said township; and the west half of sections 4 and 9 and sections , 7, 8, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 32, 33, 34, 35 and 36, shall be known as the Louisville precinct of said nship, with place of holding election at the village of Louisville, in l township.

SECTION 2. This act shall take effect and be in force from and after passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 12, 1889.

[House Bill No. 1150.]

AN ACT

To divide Canton township, Stark county, Ohio, into two election precincts.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* at the township of Canton, in the county of Stark, be and the same is reby divided into two election precincts for all purposes authorized by v, as follows: That sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 17, 18, 19, 20, 21, 22, 23 and 24, shall be known as the Canton precinct said township, with place of holding election at the city of Canton, in d township; and sections 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35 and 36, all be known as the North Industry precinct of said township, with ace of holding election at North Industry, in said township.

SECTION 2. This act shall take effect and be in force from and after passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 12, 1889.

[Senate Bill No. 599.]

AN ACT

To authorize the council of the incorporated village of Richwood, Union bonds for the purpose of purchasing grounds, and build thereon a fire department buildings, corporation offices, and other purposes.

SECTION 1. *Be it enacted by the General Assembly of the Stat* the village council of the village of Richwood, Union cour hereby authorized to borrow money and issue bonds therefor ten thousand dollars ($10,000), for the purpose of purcha grounds and build thereon a town hall, fire department build tion offices, and jail; said bonds to be of such denomination cil may deem best, and shall run for a period not to exceed bear interest not to exceed six per cent. per annum, intere semi-annually, and to be sold for not less than their par val

SECTION 2. Said election shall be held and controlled council of said village as it may by ordinance or resolution the entire record thereof and returns therefrom shall be rec among the village records.

SECTION 3. The council of said village shall have the and convey any grounds and buildings now owned by sai use the proceeds derived from such sale for the purchase of construction of new buildings.

SECTION 4. Said bonds shall not be issued nor said tax the question shall be submitted to the voters of said villag election, of which at least ten days' notice shall be given by in at least two newspapers published in said village, and printed notices posted up in at least ten public places in sa said election all voters desiring to vote in favor of issuing sa levying said tax, shall have written or printed on their ball "Village hall bonds—Yes;" and all voters desiring to vote a said bonds shall have written or printed on their ballots th lage hall bonds—No." No bonds shall be issued or tax levi act unless a majority of the votes cast at said election shal thereto.

SECTION 5. For paying the interest on said bonds and at maturity thereof, the council of said village is hereby auth annually, a tax upon all the taxable property of the village in addition to the amount already allowed to be levied by to pay the interest on said bonds and the principal thereof shall fall due, and the mayor and village clerk shall be au the several councilmen of said village, to sign said bonds.

SECTION 6. This act shall take effect and be in force f its passage.

ELBERT L. LA
Speaker of the House of
THEO. F.
President pro ten

Passed April 12, 1889.

[Senate Bill No. 601.]

AN ACT

To authorize the township trustees of Spring Valley township, Greene county, Ohio, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the township trustees of Spring Valley township, Greene county, Ohio, be and are hereby authorized to transfer from the cemetery fund to the building fund the sum of four hundred and fifty dollars, and also to transfer from the poor fund to the building fund the sum of one hundred and fifty dollars.

SECTION 2. This act shall be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 12, 1889.

[Senate Bill No. 602.]

AN ACT

Authorizing the trustees of Manchester township, Adams county, Ohio, to aid in the erection of a soldiers' memorial hall.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the township trustees of Manchester township, Adams county, Ohio, are hereby authorized to issue the bonds of said Manchester township in the sum of two thousand dollars, for the purpose of aiding in the construction of a soldiers' memorial hall by the Adams county soldiers' memorial company; such hall to be located in said township of Manchester.

SECTION 2. The trustees of said township shall levy a tax on all the taxable property of said township, and make a proper return thereof to the auditor of Adams county, to be placed by him on the duplicate of said township, and collected as other taxes. The levy shall be made at such rate as to meet the payment of the bonds as they may fall due, with interest thereon, and may be made in five consecutive annual levies. The bonds shall be of such denomination and bear such rate of interest, not exceeding six per cent., as the trustees may determine, and shall not be sold or disposed of for less than their par value.

SECTION 3. Upon the issuance of said bonds, said trustees shall deliver the same to the treasurer of said memorial company; first, however, taking his bond with sureties to their approval, for the faithful and proper application and expenditure of the proceeds of such bonds; provided, however, that before delivery of said bonds by said trustees, or any use of them by said memorial company, said company shall enact and adopt a by-law, constituting that member of the board of township trustees who has the shortest time to serve, ex-officio a director of said memorial company; and on adoption of such by-law, and acceptance of said bonds by

said memorial company, the trustee of said Manchester tow
the shortest time to serve shall be ex-officio a member of
directors of the Adams county soldiers' memorial company.

SECTION 4. This act shall take effect and be in force f
its passage.

ELBERT L. L
Speaker of the House of
THEO. F
President pro te

Passed April 12, 1889.

[Senate Bill No. 606.]

AN ACT

To prevent the sale of intoxicating liquors within two miles of Antioch
beforce university, Greene county, Ohio, and for other purposes th

SECTION 1. *Be it enacted by the General Assembly of th*
That whosoever sells or offers to sell, or offers to give away,
ing liquors, or keeps a house of ill-fame, at or within two m
college, located at Yellow Springs, Greene county, Ohio,
miles of Wilberforce university, Greene county, Ohio, sha
more than one hundred dollars nor less than twenty-five
prisoned not more than sixty days, or both, at the discretio
And on the conviction of the owner or keeper thereof, the
such intoxicating liquors are sold shall, by order of the cou
and abated as a nuisance.

SECTION 2. This act shall take effect on and after its p

ELBERT L. L
Speaker of the House of
THEO. F
President pro te

Passed April 12, 1889.

[Senate Bill No. 608.]

AN ACT

Authorizing the commissioners of Athens county, Ohio, to transfer

SECTION 1. *Be it enacted by the General Assembly of th*
That the commissioners of Athens county, Ohio, are here
and authorized to transfer from the poor fund of said coun
eral fund of said county, the sum of two thousand dollars,
and in such sums as said commissioners may deem
advisable.

SECTION 2. This act shall take effect on and after its p

ELBERT L. L
Speaker of the House of
THEO. F
President pro te

Passed April 12, 1889.

[Senate Bill No. 609.]

AN ACT

To supplement section six of an act passed March 16, 1887 (84 O. L., pp. 379, 380, 381 and 382).

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That section six of an act passed March 16, 1887 (84 O. L., pp. 379, 380, 381 and 382), be supplemented as follows:

Sec. 6*a*. That said county commissioners may appropriate to the construction of said free turnpikes in the third section of the above act named, in addition to the amounts authorized in section six of that act, not exceeding seven thousand five hundred dollars, and apportion it to the said free turnpikes as they may deem best.

SECTION 2. This act shall take effect from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.

THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 12, 1889.

[Senate Bill No. 611.]

AN ACT

To authorize the village council of the incorporated village of Granville, Licking county, Ohio, to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the village council of the incorporated village of Granville, Licking county, Ohio, be and are hereby authorized to transfer three hundred dollars from the sewer fund to the street fund of said village.

SECTION 2. This act shall take effect from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.

THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 12, 1889.

[Senate Bill No. 627.]

AN ACT

To authorize the trustees of Elk township, Vinton county, to levy a tax for the care of the "old cemetery," in the village of McArthur.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the trustees of Elk township, Vinton county, are hereby authorized

to levy a tax for the care of the "old cemetery," in the village
They shall appoint a person to take charge of said cemetery
the money arising from such levy for the purpose aforesaid.

SECTION 2. This act shall take effect upon its passage.

ELBERT L. LA
Speaker of the House of
THEO. F.
President pro tem.

Passed April 12, 1889.

[Senate Bill No. 478.]

AN ACT

To authorize the commissioners of Hamilton county to complete a c

SECTION 1. *Be it enacted by the General Assembly of the* That the commissioners of Hamilton county, Ohio, be and th authorized to assess and collect, in addition to the taxes no by law to be levied in said county, upon the grand levy of a property in said county, a tax of one-twentieth (1-20) of one dollar of the valuation thereof, one-half to be levied upon th cate for the year 1889, and the remainder upon said duplic the funds arising from said tax to be applied to the comp county road in Sycamore township in said county, known road, extending from the village of Reading to the Plainfi and any balance remaining to the credit of said fund, after th of said road, shall be reserved by said commissioners for the road.

SECTION 2. For the purpose of obtaining the money t completion of said road, the said commissioners (in anticip taxes) are hereby authorized and directed to issue bonds of s county, Ohio, in sums of $500 each, bearing interest at a rate five per centum per annum, payable semi-annually, the w issued not to exceed the sum raised by said tax; said bon tiated and payable within ten years from the date of issue.

SECTION 3. Said bonds shall be signed by the commiss county, and countersigned by the auditor thereof, who shall of all bonds issued under and by virtue of this act, to whor made payable, and when to be paid.

SECTION 4. This act shall take effect and be in force fi its passage.

NOAH H. ALI
Speaker pro tem. of the House of
WM. C.
President

Passed April 13, 1889.

[Senate Bill No. 594.]

AN ACT

To authorize the trustees of Lima Methodist Episcopal church, of Pataskala circuit Licking county, Ohio, to sell and convey to the trustees of Lima township, Licking county, Ohio, certain real estate for cemetery purposes.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the trustees of the Lima Methodist Episopal church, of Pataskala circuit, Licking county, Ohio, be and they are hereby authorized to sell and convey to the trustees of Lima township, Licking county, Ohio, and to their successors, for cemetery purposes, the following described tract of land, to-wit: Being in the county of Licking, in the state of Ohio, and being a part of the northwest quarter of section fourteen (14), in township one (1), range fifteen (15), United States military district, and bounded and described as follows: Beginning at a stake $38\frac{15}{100}$ rods northwesterly from the southeast corner of said quarter, and course bearing north 40 degrees west from said southeast corner; thence north 32 rods to the county road, thence west 2 rods, thence south 22 rods, thence west 6 rods to a stake, thence south 10 rods to a stake, thence east 8 rods to point of beginning, containing one-half ($\frac{1}{2}$) acre; being known as the Swisher church graveyard.

SECTION 2. This act shall take effect and be in force [from] and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 13, 1889.

[Senate Bill No. 536.]

AN ACT

To authorize the board of education of the city of Alliance, Stark county, Ohio, to borrow money and build a school house therewith.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the board of education of the city school district of Alliance, in the county of Stark, Ohio, be and is hereby authorized to borrow the sum of five thousand dollars, to be used in the building of a school house on grounds of said board, in fourth ward in said city, and to issue the bonds of said school district therefor, payable, one-fifth in one year, one-fifth in two years, one-fifth in three years, one-fifth in four years, and one-fifth in five years, which bonds shall bear a rate of interest not exceeding six per cent., payable annually, and shall be sold at not less than their par value, and said board is hereby authorized to levy upon all taxable property of said school district, in addition to all other taxes authorized by law, such rate as will provide for the payment of said bonds as the same become due.

SECTION 2. This act shall take effect and be in force fr
passage.

NOAH H. A
Speaker pro tem. of the House o
WM.
Presid

Passed April 13, 1889.

[Senate Bill No. 620.]

AN ACT

To restrict and make definite the limits of Leavitsburgh election pre
county.

SECTION 1. *Be it enacted by the General Assembly of t*
That the election precinct known as the Leavitsburgh el
Trumbull county, Ohio, shall include all that territory in
ship, Trumbull county, Ohio, which is included in the follo
to-wit: Commencing in the west line of Warren townsh
west corner of lot 22; thence east on the south line of lot 2
of said lot, being the centre of a north and south public h
south on the centre of said highway to the point of inte
with a public highway running east in lot 30; thence eas
of said highway until it intersects the lot line between
thence north on the lot line between lots 31, 24 and 17 o
lots 32, 25 and 18 on the east, to the northeast corner of sai
west on the north line of lots 17, 16 and 15 to the west
thence south on the township line to the place of beginni

SECTION 2. That any territory which may have bee
cluded in said Leavitsburgh election precinct, and not incl
lines defined in section one of this act, is hereby excluded
cinct.

SECTION 3. This act shall take effect and be in
after its passage.

NOAH H. A
Speaker pro tem. of the House o
WM.
Presiden

Passed April 13, 1889.

[Senate Bill No. 619.]

AN ACT

To authorize the trustees of Gustavus township, Trumbull county, Ol
vey the town hall, and lot on which the same is situ

SECTION 1. *Be it enacted by the General Assembly of t*
That the trustees of the township of Gustavus, Trumbu

be and the same are hereby authorized and empowered to sell and convey the town hall of Gustavus, and the lands on which the same is situate. The sale to be on such terms as said trustees may deem best, and at public or private sale.

SECTION 2. The proceeds of such sale shall be used by the trustees in procuring a new town hall.

SECTION 3. This act shall take effect and be in force from and after its passage.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 13, 1889.

[House Bill No. 1098.]

AN ACT

To authorize the board of education of Tate township, Clermont county, Ohio, to increase the estimate for a contingent fund for the year 1889, and to pay the amount of said increase to the board of education of Washington township, in said county and state.

WHEREAS, Since 1879 there has been a joint sub-district in the townships of Washington and Tate, in Clermont county, Ohio, and the school house thereof has been in Tate township; and

WHEREAS, During said time there has been erroneously assessed and collected, annually, from Washington township, for the school in said joint sub-district an amount greatly in excess of the amount authorized therefor by law:

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the board of education of Tate township, Clermont county, Ohio, be and are hereby authorized to make a levy, in amount not exceeding eight hundred dollars ($800.00), for the purpose of reimbursing the board of education of Washington township, Clermont county, Ohio, for money erroneously levied and collected from said Washington township, and to pay the same, or any part thereof, agreed upon by the said boards of education, to the treasurer of the board of education of Washington township, upon the order of the clerk, countersigned by the president of the board of education of Tate township.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 13, 1889.

[House Bill No. 1170.]

AN ACT

To authorize the village of Swanton, Fulton county, Ohio, to issue and s
expend the proceeds thereof in the construction of water-w

SECTION 1. *Be it enacted by the General Assembly of the Sta* the village council of the village of Swanton, Fulton county is hereby authorized to issue the bonds of said village, in exceeding six thousand dollars, in denomination not excee dred dollars, as such village council may determine, bearin rate not exceeding five per centum per annum, payable s for the purpose of providing said village with water-works.

SECTION 2. Said bonds shall be signed by the mayor and countersigned by the clerk of said village. They sha for less than their par value. The principal shall be pa times as the council of said village shall determine by ordi a period of not exceeding ten years from their date; and saic cil is hereby authorized to levy a tax upon all taxable pr village, in addition to that now authorized by law, for the p ing the principal and interest on said bonds, but not exc one year six mills.

SECTION 3. The funds realized from the sale of said b expended by the council of said village, together with any in the treasury, not to exceed one thousand dollars, of said credit of the fire fund, for the purpose of constructing and p water-works for said village, which water-works, when co be used, operated, and controlled in such manner as is o scribed by law and the ordinances of said village.

SECTION 4. Before said council shall issue said bonds t shall be submitted to a vote of the qualified electors of said general election, or special election called for that purpose. before submitting said proposition, shall declare, by r amount of bonds, not to exceed six thousand dollars, to be what time the same shall be paid, not to exceed ten years. tion shall be published in a newspaper published and of g tion in said village, if such there be, and if not, then in so published in said county and of general circulation, and th village shall cause to be posted, in six conspicuous places, election, in said village, for at least two weeks prior to said election shall be held at the usual place of holding elections, tion shall be held within sixty days after the passage of th village, and all persons favoring said proposition shall h printed upon their ballots, "Issue water-works bonds—Ye opposed, "Issue water-works bonds—No;" and should six the electors voting upon such proposition vote yes, then sai issue and sell said bonds, [and] cause such water-works to within one year, as provided in this act.

SECTION 5. This act shall take effect upon its passage.

ELBERT L. L
Speaker of the House of

THEO. F
President pro tem

Passed April 13, 1889.

[House Bill No. 1439.]

AN ACT

For the relief of Sanford Brownlee, of Logan, Hocking county, Ohio.

WHEREAS, Sanford Brownlee, of Logan, Hocking county, Ohio, was, on the 19th day of July, 1888, convicted of the offense of killing a woodcock out of season, under a misapprehension of law, and sentenced to pay a fine of $25.00 and the costs of prosecution, which fine and costs were paid by said Sanford Brownlee, and placed in the county treasury, to the credit of the "Fish and Game Fund;" therefore,

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the auditor of Hocking county is hereby authorized and required to issue a warrant on the treasury of said county, in favor of said Sanford Brownlee, for the sum of $25.00, payable out of any money to the credit of the "Fish and Game Fund," not otherwise appropriated.

SECTION 2. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.

THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 13, 1889.

[House Bill No. 1460.]

AN ACT

To authorize the trustees of certain townships, in Putnam county, Ohio, to levy taxes to improve public highways in said townships.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the trustees of the several townships, to-wit: Jennings, Jackson, Monterey and Union, in the county of Putnam, in the state of Ohio, be and are hereby authorized to levy and assess upon the taxable property of their respective townships a tax not exceeding 4 mills in any one year upon the dollar valuation of the taxable property of said townships in addition to other taxes authorized by law, for the purpose of improving, by macadamizing and graveling, the public highways in said townships, respectively, as may be deemed expedient or necessary by the board of trustees of said townships, and for no other purpose.

SECTION 2. That the taxes authorized to be levied shall be placed by the county auditor upon the taxable property of the township and collected by the county treasurer as other taxes, and when collected shall be paid to the township treasurer of the township from which the same was collected, and be under the control of the township trustees thereof, for the purpose of improving, by macadamizing and graveling, the public highways.

SECTION 3. The board of trustees shall, upon the levy being made, designate the roads to be improved, which shall be, first, the main and leading roads of the township, and upon which the material can be most easily procured. The board of trustees, after having determined which

roads are to be improved, shall examine such roads and as
proposed roads are sufficiently graded and drained, and if su
case, they may take to their assistance a competent surveyo
whose duty it shall be to make, under the direction of the boa
a survey and level of the roads so selected, fix the grade of t
the grade and capacity of the drains on the sides thereof.
shall cause to be constructed all necessary culverts on such r
width of the graveled or macadamized track, not less than
more than sixteen feet, and the depth thereof not less than
nor more than twelve inches, in the center and the slope fro
to the sides. The trustees may consolidate the road districts th
any such proposed road improvement passes, and direct th
of such road district to work the two days' labor in such distri
the material, such as crushed stone, or gravel upon such roa
of hauling the material upon the road in such road district sh
the supervision of the supervisor of such district, but be perfo
manner as shall be prescribed by the trustees.

SECTION 4. A majority of the board of trustees shall be
order the said road improvement, and the work of the cons
the furnishing of the material, for such road improvem
publicly let, excepting such work as may be done by the s
the road district as herein provided. The contracts for m
used in the construction of said road improvement and the
hauling said material upon the roads shall be let separately.

SECTION 5. The trustees, after having given public noti
and place of such letting, for at least two weeks, in a newspa
circulation in the township or county, or by hand bills, or bo
cretion of the board of trustees, specifying the kind and q
material, and the part of the road upon which the same
shall let the same to the lowest bidder, who shall give bond
ance of the trustees. The bids for the material and for the
ing the same shall be separately stated, and the trustees may
all bids. The trustees shall examine and accept the work wh
and ascertain the amount of material furnished under the
this act, and if found in all respects correct, shall draw an
amount due for work, or for material furnished, upon the to
urer, which shall be countersigned by the township clerk.

SECTION 6. The board of trustees may appoint one of t
or some other suitable person, who shall oversee the work, an
rendered under the provisions of this act, they shall be entit
for each day actually employed, the sum of one dollar and f
day. And the trustees shall provide for the township clerk a
in which there shall be kept a complete record of the busine
under the provisions of this act, and it is hereby made his d
full and complete record of the action of the board of truste
act, and the township clerk, for making said record, shall b
receive ten cents per hundred words, and for all other service
able compensation as may be allowed by the board of truste

SECTION 7. The fees of the township officers, the engi
person who may be appointed by the board of trustees und
sions of this act, shall be paid out of the township road fund
any payments shall be made for services rendered under th
of this act, the person entitled thereto shall make out and
township clerk an itemized account of his services, whereupo

hall, if they find the same correct, draw an order on the township treasurer, countersigned by the township clerk.

SECTION 8. The roads graveled or macadamized under the provisions of this act shall be free to the public travel, and shall be kept in repair by the trustees, out of the funds that come into the township treasury from the county treasurer, as provided for in section one thousand four hundred and fifty-nine (1459) of the Revised Statutes of Ohio.

SECTION 9. This act shall take effect from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro. tem. of the Senate.

Passed April 13, 1889.

[House Bill No. 1464.]

AN ACT

To amend section 4 of an act entitled "an act incorporating the First Presbyterian Congregation in the town of Dayton," passed February 12, 1812.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That section 4 of an act entitled "an act incorporating the First Presbyterian Congregation in the town of Dayton," passed ————, 1812, be and the same is hereby amended so as to read as follows:

Sec. 4. Be it further enacted, that on the first Wednesday in April, annually, there shall be elected not less than three nor more than five trustees, a treasurer, clerk, collector, and any other officers which said congregation may deem necessary, who shall hold their offices for one year, and until their successors are duly elected. Provided, that, if by any casualty an annual election shall be omitted, or in case of vacancy by death or otherwise, the congregation may, on ten days' notice being previously given, meet and fill the vacancy for the balance of the year.

SECTION 2. That said original section 4 be and the same is hereby repealed; and this act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 13, 1889.

[House Bill No. 1465.]

AN ACT

To authorize the board of education of Jefferson township, Guernsey county, Ohio, to transfer funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the board of education of Jefferson township, Guernsey county, Ohio,

be and they are hereby authorized to transfer the sum of s
[and] fifty ($750.00) dollars, or so much thereof as remain
from the [special] building fund of said township to the gene
of said township.

SECTION 2. This act shall take effect and be in force f
its passage.

ELBERT L. LA
Speaker of the House of
THEO. F.
President pro tem

Passed April 13, 1889.

[House Bill No. 1474.]

AN ACT

To authorize the trustees of Cedar Hill cemetery, of the city of Newark
and execute certain trusts.

SECTION 1. *Be it enacted by the General Assembly of the*
That the cemetery trustees or duly constituted officers of t
cemetery, of Newark, Ohio, shall have full power and cap
hold, possess, invest, enjoy and use, any kind of property, be
tion, that may be legally given, granted or devised to them f
of building or repairing fences, graves, vaults, monuments,
tery lots, drives or avenues in its cemetery, or for the purpo
or repairing therein or perpetually caring for any particular
tery lot, grave, vault, monument, walk, drive or any avenu
the proceeds thereof, to any of the foregoing purposes, acc
terms of the trust for which the same may be given, grant

SECTION 2. This act shall take effect and be in force f
its passage.

ELBERT L. LA
Speaker of the House of
THEO. F.
President pro tem.

Passed April 13, 1889.

[House Bill No. 1497.]

AN ACT

To authorize the commissioners of Madison county to build a court hou
purchase real estate therefor.

SECTION 1. *Be it enacted by the General Assembly of the*
That the commissioners of Madison county are hereby auth
struct a court house and jail at such point at the county

county, as in their judgment may be deemed most for the public good, and plans and specifications for the same shall be determined upon and the contract or contracts therefor let according to law, within one year after the passage of this act, which contract or contracts shall require the said buildings to be completed as soon as practicable.

SECTION 2. That the commissioners of said county are hereby authorized, if in their opinion they deem it best for the public good, to purchase the necessary additional real estate to that now occupied by the court house and jail, or if they deem it best to sell the real estate now occupied by the court house and jail, together with the buildings thereon, and invest the proceeds thereof in the purchase of new real estate for said court house and jail; provided, that the whole cost of said court house and jail and the purchase of such additional or new real estate therefor shall not exceed the sum of one hundred and fifty thousand ($150,000) dollars.

SECTION 3. That when in the opinion of said commissioners it is necessary to purchase any such real estate for said court house and jail, and they and the owners are unable to agree upon its purchase and sale, the said commissioners are hereby authorized to appropriate such real estate according to law in such case. And if in the opinion of such commissioners it shall be necessary, in locating said court house and jail, to use and occupy any alley or part thereof therefor, they are hereby authorized to apply to the village council or the court of common pleas to have the same vacated according to law and to appropriate the right of way or easement therein of any lot-owner, according to law.

SECTION 4. That the commissioners of said county, for the purpose of building said court house and jail and purchasing the necessary additional or new real estate therefor, are hereby authorized to borrow such sum or sums of money as they shall deem necessary, not to exceed one hundred and fifty thousand ($150,000) dollars, at a rate of interest not to exceed six per cent. per annum, and issue bonds of said county to secure the payment of the principal and interest thereon; such interest shall be paid semi-annually, and the principal shall be paid at such times as the commissioners shall prescribe, within twenty years from the date of such indebtedness; said bonds to be sold for not less than their par value.

SECTION 5. That the bonds so issued shall be signed by the commissioners, or any two of them, and countersigned by the county auditor, in sums of not less than one hundred nor more than one thousand dollars each, payable to bearer, at the county treasury, with interest as aforesaid, at such times, not exceeding twenty years after date, as the commissioners may prescribe; and such bonds shall specify distinctly the object for which they were issued.

SECTION 6. The commissioners shall annually at their June session, levy such tax on the personal and real property in said county, as will pay the interest on such indebtedness, and the principal as it matures, not to exceed twenty thousand dollars in any one year.

SECTION 7. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 13, 1889.

[Senate Bill No. 600.]

AN ACT

To establish an election precinct in Perkins township, Erie county, Oh
legal residence of the inmates of the soldiers' and sailors' home
thereof, who are citizens of the United States.

SECTION 1. *Be it enacted by the General Assembly of the*
That all that portion of Perkins township, Erie county,
state of Ohio, and known as the soldiers' and sailors' hor
same is hereby established as an election precinct, to be kn
the soldiers' and sailors' home election precinct.

SECTION 2. That all inmates of the soldiers' and sailo
the officers thereof who reside in such precinct, who are
United States and are otherwise qualified as to age, shal
deemed to have their lawful residence in the county of Eri
Perkins, and the soldiers' and sailors' home precinct, witl
exercise the privileges of electors at all elections.

SECTION 3. This act shall take effect and be in force f
its passage.

ELBERT L. L
Speaker of the House of
THEO. F
President pro tem

Passed April 12, 1889.

[House Bill No. 1466.]

AN ACT

To divide Warren township, Belmont county, into two election

SECTION 1. *Be it enacted by the General Assembly of t*
That Warren township, Belmont county, is hereby divided
tion precincts, as follows: All the territory in said townsl
of the Barnesville and Somerton, and the Barnesville and
pikes, shall be known as the western election precinct; and
tory in said township lying east of said pikes shall be know
ern election precinct, and the trustees of the township sh
next election, give twenty days' notice of the place of holdi
in each of said precincts.

SECTION 2. This act shall take effect on its passage.

ELBERT L. L
Speaker of the House of
THEO. F
President pro tem

Passed April 13, 1889.

[House Bill No. 1457.]

AN ACT

To authorize the trustees of Windsor township, Ashtabula county, to levy a tax for cemetery purposes.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the trustees of Windsor township, Ashtabula county, Ohio, be and are hereby authorized to levy annually a tax, not to exceed one-half mill on each dollar of the assessed value of the taxable property of said township, for the purpose of improving and maintaining in good condition, the cemetery located near Windsor Corners, in said township. And the said levy shall be returned by said trustees to county auditor and placed on tax duplicate, to be collected as other taxes are collected for township purposes.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 13, 1889.

[House Bill No. 1368.]

AN ACT

To authorize the city of Columbus to borrow money and issue bonds for the purpose of extending the northwest main trunk sewer.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the city council of the city of Columbus be and it is hereby authorized and empowered to issue the bonds of the city of Columbus, in an amount not exceeding fifteen thousand ($15,000) dollars, for the purpose of paying for the cost and expense of extending the northwest main trunk sewer. Said bonds shall be issued in such denominations, not exceeding one thousand ($1,000) dollars each, as said city council may determine, and shall be payable in twenty years from their date. All of said bonds shall bear such rate of interest, not exceeding six per cent. per annum, payable annually or semi-annually, as said council may direct, and said bonds shall in all respects be made and disposed of as provided by law.

SECTION 2. The city council of said city of Columbus shall levy annually, on all the property in sewer district No. 2 in said city, a tax sufficient in rate and amount to pay the accruing interest on such bonds, and provide a sinking fund to pay said bonds at maturity; and such levy may be additional in rate and amount to the taxes authorized by law to be levied for any and all other purposes.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[House Bill No. 1378.]

AN ACT

To authorize the board of councilmen of the incorporated village of
county, to issue bonds for natural gas purposes and pay inde

SECTION 1. *Be it enacted by the General Assembly of*
That the board of councilmen of the incorporated villag
Mercer county, Ohio, are hereby authorized to issue no
thousand ($10,000) dollars of bonds, coming due in not t
years from date, drawing interest not to exceed 7 per ce
payable semi-annually, eight thousand dollars of which s
the purpose of drilling for and piping natural gas and la
same to and in said village, and two thousand dollars
cover deficiency in the street fund of said village.

SECTION 2. This act shall take effect and be in force
its passage.

ELBERT L.
Speaker of the House o
WM.
Preside

Passed April 15, 1889.

[House Bill No. 1380.]

AN ACT

To authorize the village of Baltimore, Fairfield county, to borro
bonds therefor, for the purpose [of] sinking wells for natural g
and laying pipes for the purpose of supplying citizens of said vi
gas for public and private use.

SECTION 1. *Be it enacted by the General Assembly of the St*
the village of Baltimore, Fairfield county, Ohio, be and is
ized to issue its bonds for an amount not exceeding ten th
for the purpose of sinking wells for natural gas, buying a
and constructing the necessary buildings, fixtures and ma
ply such village and the citizens thereof with natural gas
private use.

SECTION 2. Before any such bonds shall be issued,
issuing the same shall be submitted to a vote of the qu
such village, at a special or regular election, to be held at
council of said village shall appoint; the tickets voted sha
thereon the words, "Authority to issue bonds—Yes;" or
issue bonds—No;" if the proposition to issue bonds be appr
five per centum of those voting upon the proposition,
have authority to issue said bonds for the purpose named
this act.

SECTION 3. The council of said village shall post no
mission of such question in at least four of the most pub
village, at least ten days prior to such election, and said e

eld in all respects, not otherwise herein provided, as municipal elections re now required to be held by law in said village.

SECTION 4. Said bonds, when so authorized, shall be issued by the ouncil of said village in denominations notless than one hundred dollars, ayable in such times, not exceeding twenty-five years, as the council hall provide, with interest not exceeding six per cent. per annum, paya- le annually, principal and interest payable at such place as the council ay determine; they shall express upon their face the purpose for which nd the act under which issued, and shall be signed by the mayor and ountersigned and registered by the clerk of the village, and shall not be old for less than their face value.

SECTION 5. No more of such bonds shall be issued or sold than is ecessary for and required by the actual expense of sinking such wells nd buying and laying said pipes for the purpose named, and in such mounts as shall be necessary by the progress and completion of the orks, and all moneys arising from sale of such bonds shall be applied to he payment of the necessary expense for the supply of gas for the pur- ose aforesaid.

SECTION 6. All moneys received from the village or citizens thereof or gas furnished and consumed for public or private use, and all profits rising therefrom shall be applied to the payment of such bonds and inter- st thereon, and the council of said village is hereby authorized to levy a ax annually, not exceeding eight mills on the dollar valuation of taxable roperty within said village, in addition to the tax now authorized by law o be levied, in such amount as will each year be sufficient to pay the rincipal and interest then falling due upon such bonds, and provide a nking fund for the gradual extinguishment of such bonds.

SECTION 7. This act shall take effect on and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[House Bill No. 1381.]

AN ACT

To authorize the city of Columbus to borrow money and issue bonds for the construction of a market house.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the city of Columbus be and is hereby authorized to borrow the sum of fifteen thousand dollars ($15,000), and to issue the bonds of said city therefor, for the purpose of purchasing a site and the erection of a market house, to be located in the northeastern section of said city. Said bonds shall be of the denomination of one thousand dollars, payable in not less than ten nor more than twenty years from their date, and bearing interest at not more than six per cent. per annum, and the city council of said city of Columbus shall levy, annually, on all the property in said city, a

tax sufficient in rate and amount to pay the accruing in
bonds, and to pay said bonds at maturity, and such levy ma
in rate and amount to the taxes authorized by law to be
and all other purposes.

SECTION 2. This act shall take effect and be in force
its passage.

ELBERT L. L
Speaker of the House of
WM.
Presider

Passed April 15, 1889.

[House Bill No. 1427.]

AN ACT

To authorize the commissioners of Monroe county, Ohio, to construct

SECTION 1. *Be it enacted by the General Assembly of t*
That the commissioners of Monroe county, Ohio, be and
authorized to build and construct the following free turnpil
ning at Mallaga; thence through Miltonsburgh to Woodsf
on the present road, as near as practicable; but said free
go along or on the present roads leading from Sunfish creek,
to Woodsfield; provided, that before any action shall be ta
act, the county commissioners shall cause the question as
free turnpike shall be constructed to be submitted to the
of said county at any annual or general election, and tho
construction thereof shall have on their ballots, "F
Yes;" and those opposed shall have on their ballots, "F
No." And if a majority of all the votes cast on said
favor thereof, then the powers herein may be exercised, oth

SECTION 2. Twenty per centum of the costs of the
said free turnpike shall be paid by a tax on all the taxa
said county, within two miles of said free turnpike, the
measured from the sides of said free turnpike, and includi
and eighty per centum of the costs of construction of sai
shall be paid by a tax on all the taxable property of the
other costs connected with the establishing and construct
turnpike shall be paid for and by the county.

SECTION 3. The said commissioners are hereby
requested to appoint three judicious, disinterested landowne
as viewers, and a competent surveyor, whose duty it shall
and lay off in sections not less than one-half mile, the road
be improved; and they shall also ascertain the lands, l
of land lying within two miles of said free turnpike, and
tion for the payment of said twenty per centum; and they
the resident tax-payers within said taxing districts, and all
to taxation within said districts. Said viewers and sur
sworn to honestly and faithfully discharge the duties in
them; they shall make their report in writing, within a r

to be fixed by said commissioners. The commissioners may, for good cause, set the said report aside and order another view and measurement, by the same viewers and surveyor, or by other equitable viewers and surveyor, and the said commissioners shall have jurisdiction at all times to make all proper corrections in regard to the lands and persons within said districts and sought to be taxed.

SECTION 4. That said commissioners shall, by order entered on their journal, determine the time in which the said twenty per centum shall be paid, which shall not be less than five years nor more than ten; and an equal part of said twenty per centum shall be levied and collected each year, to make such levy upon all the taxable property within said taxing districts, until the whole twenty per centum is fully paid; and they shall cause the same to be placed upon the tax duplicate, and collected as other taxes; and they shall in like manner levy upon all the taxable property of the county, the eighty per centum of the costs of said construction, so that the same will be paid in not less than five years nor more than ten.

SECTION 5. For the purpose of paying for the construction of said free turnpike as the work progresses, and when completed, the said commissioners are hereby authorized and empowered to issue the bonds of the county, payable in such time as said commissioners may determine, but not longer than ten years, and said commissioners shall issue and sell said bonds according to law, and they shall bear not to exceed six per cent. interest per annum, interest payable semi-annually.

SECTION 6. In the letting of the contract for the furnishing of material and the construction of said free turnpike, said commissioners shall be governed by the laws of Ohio in regard to the letting of contracts for the construction of free turnpikes.

SECTION 7. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[House Bill No. 1438.]

AN ACT

To authorize the purchase of any toll road in Hocking county, and to convert the same into a free road.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the commissioners of Hocking county, when petitioned to do so by not less than one hundred freeholders, citizens of the county, shall and they are hereby authorized and required to purchase any toll road within said county; provided, that before such purchase is made, the commissioners of the county may make an order submitting the purchase of said toll road to the electors of said county, at any regular spring or fall election, giving at least ten days' notice thereof in at least two newspapers

published in said county; and at such election the voters w
of such purchase shall inscribe on their ballots, "Purchase
Yes;" and those opposed thereto shall inscribe on the ballo
of toll-roads—No;" and if, at any such election, a majority
ing on said question are in favor of such purchase, [the sai
ers may make such purchase,] or the commissioners may n
chase without submitting the question of such purchase to
aforesaid; the vote on said question shall be returned by
election to the clerk of the court of common pleas, who sha
and declare the same, as in an election for county officers, a
same to the county commissioners.

SECTION 2. In case the vote so taken shall result in fa
chase, three disinterested appraisers of the road proposed to
shall be appointed as follows: one by said commissioners, o
bate judge of said county, and the other by the court of co
said county, or a judge of said court, resident of the subdivi
said county is situate; and said appraisers, after being firs
fully and honestly to discharge their duties in that behalf
ally inspect said road so far as the same is within said coun
ine into the receipts thereof, and the cost of maintaining th
next preceding five years, and make and return in writing
missioners a valuation of said road; and if the commissio
cause, fail to purchase said road, other appraisers may
in the same manner. But nothing herein contained
the commissioners from making or receiving propositions
chase at any time within two years after an appraisem
had at the appraised price, any law heretofore passed to the
withstanding.

SECTION 3. If the report of said appraisers is satisfacto
missioners and the probate judge of said county, and they
of them indorse their approval thereon, the commissioners
to the company of the road which has been so appra
appraisal thereof approved as aforesaid, a proposition for
thereof, at a price not exceeding in any case such appraisa
proposition is accepted by such company the said comm
thereupon purchase the same, and take conveyance there
company and pay such company in money, or in bonds t
is hereafter specified; and thereupon such road so purchas
to be a toll-road and become a free road, to be kept in repa
ner prescribed by law.

SECTION 4. For the purpose of paying for said road
sioners may issue bonds, payable at such times and in su
will be as near as practicable equal to the semi-annual colle
levied for that purpose, which bonds shall bear interest not
per centum, payable semi-annually, which bonds may b
said company in payment for said road or sold for money a
their par value; but none of said bonds shall run more th
from date; and for the payment of said bonds, said comm
authorized to levy annually, on the taxable property of sa
addition to the taxes they are otherwise authorized to le
annually as will fully pay said bonds and the interest there

SECTION 5. The said appraisers shall be paid by the county upon the allowance of the commissioners, three dollars per day and their necessary expenses for the time actually employed.

SECTION 6. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[House Bill No. 1504.]

AN ACT

To authorize the board of councilmen of the incorporated village of Celina, Mercer county, Ohio, to transfer funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the board of councilmen of the incorporated village of Celina, Mercer county, Ohio, be and are hereby authorized to transfer five thousand one hundred and eighty-two dollars and one cent from the "liquor tax" fund to the "special building fund."

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[House Bill No. 1494.]

AN ACT

To authorize the council of the incorporated village of Boston, Clermont county, Ohio, to issue bonds and borrow money for the purpose of repairing the streets of said village.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the council of the incorporated village of Boston, Clermont county, Ohio, be and is hereby authorized to borrow a sum of money not exceeding one thousand dollars ($1,000.00), for the purpose of building and repairing the streets of said village; and for this purpose to issue the bonds of said village in sums of one hundred dollars or less, at an annual rate of interest not exceeding six per cent. per annum, payable at such time or times as the council may deem best; said bonds shall be signed by the mayor and countersigned by the clerk of said village.

SECTION 2. That for the purpose of paying said bonds a thereon, said council is hereby authorized to levy a tax upon property within said village, from year to year, until all accruing interest has been paid.

SECTION 3. This act shall take effect and be in force its passage.

ELBERT L. L
Speaker of the House of
WM.
Presiden

Passed April 15, 1889.

[House Bill No. 1478.]

AN ACT

To authorize the village of Roseville, Muskingum county, Ohio, to bo issue bonds therefor, for the purpose of procuring territory, sinking gas, purchasing and laying pipes, and supplying said village natural gas for public and private use and consumption.

SECTION 1. *Be it enacted by the General Assembly of th* That the village of Roseville, Muskingum county, Ohio, be authorized to borrow money and issue its bonds for an amou ing four thousand dollars ($4,000), for the purpose of proc and sinking wells for natural gas, purchasing and laying structing the necessary buildings, fixtures and machinery village and the citizens thereof with natural gas for publ use and consumption.

SECTION 2. Before any of said bonds shall be issued t issuing the same shall be submitted to a vote of the quali said village at a special election to be held at such time of said village shall appoint. The tickets voted shall h printed on them the words, "Authority to issue bon "Authority to issue bonds—No." If the proposition to approved by a two-thirds majority of those voting upon th the council of said village shall have authority to issue the purpose named as provided in this act.

SECTION 3. The council of said village shall publish submission of such question in a newspaper published in sa shall also cause notices of the submission of such question three of the most conspicuous places in said village at least to such election, and said election shall be held in all resp wise herein provided, as municipal elections are now requ by law.

SECTION 4. Such bonds, when so authorized, shall b council of said village in denominations not less than on more than one thousand dollars, payable at such times twenty years, as the council may provide, with interest no per cent. per annum, payable semi-annually, principal an

able at such place as the council may determine; they shall express upon their face the purpose for which and the act under which they were issued, and shall be signed by the mayor and countersigned by the clerk of the village and be sold for not less than their face value.

SECTION 5. No more of such bonds shall be issued or sold than is necessary for and required by the actual and necessary cost and expense of procuring territory, sinking such number of wells as may be required for the purpose named, the purchase and laying of pipes and other necessary expenses; they shall be sold from time to time as the work progresses and in such amounts as shall be required and made necessary by the progress and for the necessary completion of the work; and all proceeds and moneys arising from such bonds shall be used exclusively for and applied to the payment of the work, labor, material and other expenses necessary for the supply of gas for the purpose aforesaid.

SECTION 6. All moneys collected or received by the trustees of gas works of said village, from the village or citizens thereof for gas furnished and consumed for public or private use, and all net income, revenue and profits arising therefrom, shall be pledged and applied to the payment of such bonds and interest; and the council of said village is hereby authorized to levy a tax annually, not exceeding three mills on the taxable property within said village, in addition to the tax now by law authorized to be levied, in such amount as will, each year, be sufficient to pay the principal and interest then falling due upon said bonds, and provide a sinking fund for the gradual extinguishment of said bonds.

SECTION 7. All moneys so applicable to the payment of said bonds, which shall come into the hands of such board of trustees before such bonds, or any of them, become due, shall be used to purchase such bonds or invested under the order of the council as a sinking fund to be applied to the payment of such bonds, as they become due.

SECTION 8. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[House Bill No. 1476.]

AN ACT

To authorize the board of education of special school district No. 1, in Spencer township, Medina county, to issue bonds and to increase the tax levy of said district.

WHEREAS, The board of education of special school district No. 1, in Spencer township, Medina county, Ohio, issued the bonds of said district to the amount of two thousand eight hundred dollars ($2,800), dated December 26th, 1888, in denominations of two hundred and eighty dollars ($280) each, with interest at six per cent. per annum, payable semi-annually, and due and payable as follows, to-wit: March 1st, 1890, and

semi-annually thereafter until paid; the proceeds of which purchase a site and build a school house in said district; an

WHEREAS, The levy now authorized by law will not r funds to support said school properly, and redeem the bond therefore,

SECTION 1. *Be it enacted by the General Assembly of the* That the board of education of said special school district be authorized to issue the bonds of said district, at such times amounts as may be necessary to redeem the outstanding same shall become due, in denominations of not more than and eighty dollars ($280) each, bearing interest at a rate not per cent. per annum, payable semi-annually, and red period not exceeding five years from the date of issue, to less than their par value; and to increase the tax levy, if mill on the dollar additional to that now authorized by law

SECTION 2. This act shall take effect and be in force its passage.

ELBERT L. LA
Speaker of the House of
WM. C
President

Passed April 15, 1889.

[House Bill No. 1461.]

AN ACT

To authorize the village of Port Jefferson, in Shelby county, Ohio, to bo issue bonds therefor, for the purpose of sinking wells for natural gas, and laying pipes, and supplying said village and the citizens ther gas for public and private use and consumption.

SECTION 1. *Be it enacted by the General Assembly of the* That the village of Port Jefferson, in Shelby county, Ohio, b by is authorized to issue its bonds, for an amount not ex thousand dollars, for the purpose of sinking wells for natura purchasing and laying pipes, and constructing the necessa fixtures and machinery, to supply such village and the ci with natural gas and oil, for public and private use and cons

SECTION 2. Before such bonds or any part of them shall question of issuing the same shall be submitted to a vote of electors of such village at a special election to be held at the council of such village shall appoint. The tickets vot written or printed thereon the words, "Authority to is Yes;" "Authority to issue bonds—No;" if the proposit bonds be approved by a majority of those voting upon the the village shall have authority to issue such bonds for the pu as provided in this act.

SECTION 3. The council of such village, within ninety passage of this act, shall publish notice of the submission of s

in one newspaper of general circulation in said village and by posting at least five written or printed notices of the time and place of such election, at least ten days prior to such election, and such election shall be held in all respects, not otherwise herein provided, as municipal elections are now required by law to be held in such village.

SECTION 4. Such bonds, when so authorized, shall be issued by the council of such village in denominations not less than one hundred nor more than five hundred dollars, payable in such times, not exceeding twenty years, as the council shall provide, with interest not exceeding six per cent. per annum, payable semi-annually, principal and interest payable at such place as the council may determine. They shall express upon their face the purpose for which, and the act under which issued, and shall be signed by the mayor and countersigned and registered by the clerk of the village, and shall not be sold for less than their face value.

SECTION 5. No more of such bonds shall be issued or sold than is necessary for and required by the actual cost and expense of sinking such wells, the purchase and laying of pipes, and other necessary expenses; they shall be [sold] from time to time as the work progresses, and in such amounts as shall be required and made necessary by the progress and for the proper completion of the works, and all proceeds and moneys arising from such bonds shall be used exclusively for and applied to the payment of the work, labor, material and other expenses necessary for the supply of gas and oil for the purposes aforesaid.

SECTION 6. All moneys collected or received by the trustees of gas works of said village or other persons authorized by said village to collect and receive the same from the village or citizens thereof for gas or oil furnished and used for public or private use, and all net income, revenue and profits arising therefrom shall be pledged and applied to the payment of such bonds and interest; as [and] the council of such village is hereby authorized to levy a tax annually, not exceeding three mills on the dollar on the taxable property within said village in addition to the tax now by law authorized to be levied in such amount as will each year be sufficient to pay the principal and interest then falling due upon such bonds and provide a sinking fund for the gradual extinguishment of such bonds.

SECTION 7. All moneys so applicable to the payment of such bonds which shall come into the hands of such boards of trustees or other person authorized to receive the same, before such bonds or any of them become due, shall be used to purchase such bonds, or invested under the order of the council as a sinking fund to be applied to the payment of such bonds as they may become due.

SECTION 8. This act shall take effect and be in force on and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[House Bill No. 1459.]

AN ACT

To authorize the village of Ashtabula, Ohio, to issue and sell its bonds to exceed twenty-five thousand dollars ($25,000), for the impr streets of said village.

SECTION 1. *Be it enacted by the General Assembly of the State* the village of Ashtabula, in the county of Ashtabula, and be and it is hereby authorized and empowered to issue and of said village in any sum, but not to exceed the sum o thousand [dollars] ($25,000.00), for the purpose of improving said village.

SECTION 2. Said bonds, when issued and sold, shall not at a rate exceeding six per cent. per annum, interest to be annually; said bonds to be of such denominations as the co village may prescribe; each and all of said bonds shall be m at such times and places as said council may prescribe by o not to run longer than twenty-five years, from this date; sai not be sold for less than par, and the proceeds of the sale o shall be used only for the purpose of improving the streets o

SECTION 3. Said bonds shall be signed by the mayor and registered by the clerk of said village and shall expres face the purpose for and act under which issued. When sai sold, the proceeds thereof shall be paid to the treasurer of saic shall hold and disburse the same as other village funds. Sai be sold from time to time and in such amounts as the counc lage may deem proper.

SECTION 4. If any bonds of said village are issued as vided, it shall be the duty of the council of said village, assess and levy a tax, and if necessary in addition to that no by law, on all the taxable property of and in said village c sufficient to provide for the payment of the principal and in bonds when due and payable, and said taxes shall be collec taxes of said village.

SECTION 5. Provided, however, before said bonds can sold the council of said village of Ashtabula shall submit th issuing the bonds aforesaid and making the improvements af qualified electors of said village at a regular, or a special electi held for that purpose, of which election at least 10 days' no given by publication in two newspapers published and of ge tion in said village, which notice shall contain the time and ing such election; and if a majority of the electors voting up tion shall vote in favor of the same, then, and not otherw council of said village be authorized to issue the bonds as her Those voting in favor of the proposition to issue bonds for ment of the streets of said village, shall have written or their tickets the words, "Authority to issue bonds for str ments—Yes;" and those voting against said propositio "Authority to issue bonds for street improvements—No."

SECTION 6. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[House Bill No. 1458.]

AN ACT

To authorize the council of the incorporated village of Ashtabula to transfer certain funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the council of the village of Ashtabula, in the county of Ashtabula, is authorized to transfer the sum of two thousand dollars from the water works fund of said village to the public building fund; the sum of fifteen hundred dollars from the police fund to the public building fund; the sum of one thousand dollars from the fire and water fund to the public building fund, and the sum of eight hundred dollars from the general fund to the public building fund.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[House Bill No. 1456.]

AN ACT

To amend an act entitled an act to authorize the council of the incorporated village of West Cleveland, Ohio, to issue bonds for the purpose of improving Detroit street in said village, and to repeal an act for the same purpose, passed April 11th, 1888, as amended March 21, 1889.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the council of the incorporated village of West Cleveland, Cuyahoga county, Ohio, is hereby authorized to issue the bonds of said village in a sum not exceeding the sum of sixty thousand dollars, in such denominations as said council may deem fit, bearing interest at a rate not exceeding six per cent. per annum, payable annually, and redeemable at a period not exceeding twenty-five years from the date of issue. Said bonds shall

be signed by the mayor and countersigned by the clerk
and shall be made payable at such place or places, as the
village shall by ordinance provide; and said bonds shall
less than their par value and may be issued and sold at s
places and in such amounts as the council of said village sh
ordinance.

SECTION 2. The money arising from the sale of said
used by the council of said village for the purpose of gra
paving and improving Detroit street, in said village, from
easterly line of said village to the westerly line of the L
Michigan Southern railway crossing in said village.

SECTION 3. Whenever the bonds of said village shal
provided in this act, it shall be the duty of the council of
levy a tax and assessment upon all property, lots, premises
ments, abutting on said Detroit street between the limits
section 2 of this act, sufficient to pay the interest accruing
said bonds as issued, and to create a sinking fund for the p
principal of said bonds as the same shall fall due; provi
council may create said sinking fund whenever in its judgn
necessary.

SECTION 4. That for the purpose of paying such amo
of said bonds as shall have been issued for the purpose of
and alley intersections, the council of said village may and
to levy a tax upon all the taxable property in said village
the amount allowed to be levied by law, to be placed in th
improving fund, and not to be otherwise appropriated.

SECTION 5. That an act entitled an act to authorize
the village of West Cleveland, Ohio, to issue bonds for the
proving Detroit street in said village, passed April 11th, 18
March 21, 1889, be and the same is hereby repealed.

SECTION 6. That this act shall take effect and be in force
its passage.

ELBERT L. L
Speaker of the House of
WM.
Presiden

Passed April 15, 1889.

[House Bill No. 1481.]

AN ACT

To change the name of the village of Trenton, Tuscarawas cou

SECTION 1. *Be it enacted by the General Assembly of the*
That the name of the village of Trenton, Tuscarawas count
the same is hereby changed to Tuscarawas.

SECTION 2. That said change in name shall in no
rights, privileges and liabilities of said village.

SECTION 3. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[House Bill No. 1470.]

AN ACT

authorize the council of the village of Russelville to issue bonds for the purpose of sinking wells for natural gas, and providing necessary mains and pipes.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* at the council of the village of Russelville, in Brown county, Ohio, be d the same is hereby authorized to issue the bonds of said village in any m or sums not exceeding two thousand dollars ($2,000), bearing terest at a rate not exceeding six per cent. per annum, payable semi-nually, for the purpose of providing funds to defray the expense of nking wells for natural gas, and laying necessary mains and pipes there-; provided, however, that no bonds shall be issued or tax levied under e provisions of this act until the question of issuing said bonds shall ve been submitted to the qualified electors of said village at an election be held at such time after the passage of this act as the village council ay determine; and twenty days' notice of such election and submission all be given by the mayor of said village by posting written or printed tices in at least five public places in said village, stating the amount of nds to be issued, the purpose for which they are to be issued, and the me and place of holding said election; and if a majority of the electors ting at such election upon the question of issuing the said bonds, vote favor thereof, then the said bonds may be issued and the said tax levied.

SECTION 2. Those voting in favor of the said proposition shall have ritten or printed on their ballots the words: "For the issue of bonds," d those voting against the same, the words: "Against the issue of nds."

SECTION 3. The principal of said bonds shall be payable at such aces and at such times, not exceeding ten years from the date of issue, the council of said village may by ordinance determine; and the ld council is hereby authorized to levy a tax upon all the taxable prop-ty of said village, to pay said bonds and interest; but such tax shall ot exceed four mills on the dollar in any one year.

SECTION 4. Said bonds shall be issued in such sums as the village uncil of said village may by ordinance determine, and shall be signed y the mayor and countersigned by the clerk of said village, who shall ake a record of the number, date and amount of each bond, and they nall not be sold for less than their par value.

SECTION 5. This act shall take effect and be in for
its passage.

ELBERT L.
Speaker of the House
WM
Presi

Passed April 15, 1889.

[House Bill No. 1472.]

AN ACT

To authorize the trustees of Marion township, Hardin county, to tra
funds, to build a township house.

SECTION 1. *Be it enacted by the General Assembly of*
That the township trustees of Marion township, Hardin co
they are hereby authorized to transfer the sum of three
($300.00) from the road fund, two hundred dollars ($
bridge fund, and fifty dollars ($50.00) from the poor fund
fund, for the purpose of building a township house. A
tees of Marion township, Hardin county, Ohio, are her
appropriate from the township fund, a sum, including th
mentioned to be transferred, not to exceed six hundred
($650.00) for the purpose of building said township hou

SECTION 2. This act shall take effect and be in for
its passage.

ELBERT L.
Speaker of the House
WM
Presi

Passed April 15, 1889.

[House Bill No. 1483.]

AN ACT

To authorize the council of the city of Wooster, Ohio, to transfer m
fund to the general revenue fund, also to the interest, and light

SECTION 1. *Be it enacted by the General Assembly of*
That the council of the city of Wooster, Ohio, be and th
authorized to transfer, temporarily, to the general reve
city, the sum of seventeen hundred dollars ($1,700), from
also to the light fund the sum of four hundred dollars (
sewer fund; and to the interest fund the sum of one
($1,000), from the sewer fund of said city.

SECTION 2. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[House Bill No. 1485.]

AN ACT

authorize the trustees of Green township, Wayne county, Ohio, to transfer certain funds therein named.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* hat the trustees of Green township, Wayne county, Ohio, be and they e hereby authorized to transfer the sum of six hundred dollars ($600) om the bridge fund to the general fund of said township.

SECTION 2. This act shall be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[House Bill No. 1488.]

AN ACT

authorize the incorporated village of Willshire, Van Wert county, Ohio, to transfer funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* hat the council of the incorporated village of Willshire, Van Wert unty, Ohio, be and the same are hereby authorized to transfer one thou- nd dollars from the sewer fund to the building fund of said village.

SECTION 2. This act shall take effect and be in force from and after s passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[House Bill No. 1490.]

AN ACT

For the relief of Lucius Horner, a surety on the bond of B. D. Ang
Swanton township, Lucas county, Ohio.

WHEREAS, One B. D. Angell held the office of trea
township, Lucas county, Ohio; and

WHEREAS, Said Lucius Horner was one of the sur
of such Angell as such treasurer; and

WHEREAS, The term of said Angell as such treasure
12th day of April, 1884, and said Angell had embezzel
said township in the sum of $1,550; and

WHEREAS, Said Horner made good the said shorta
ship funds and was unable to recover, and did recover o
the sum of $711.35, leaving a net loss to said Lucius H
therefore,

SECTION 1. *Be it enacted by the General Assembly of*
That the township trustees of said Swanton township a
ized and required to submit, at the regular November
after ten days' notice thereof given by notices posted in
spicuous places in said township, to the qualified ele
question of reimbursing said Lucius Horner, and on a
of sixty per cent. of those voting upon the proposition
the township trustees of said Swanton township shall, a
lar annual meeting thereafter, levy a tax on all the ta
said township, in addition to the taxes now authorize
burse said Lucius Horner in one-half the said sum o
their next regular annual meeting after said first levy, t
manner, levy a tax to reimburse said Lucius Horner in t
sum of $838.65.

SECTION 2. This act shall take effect and be i
after its passage.

ELBERT L.
Speaker of the House
WM
Presi

Passed April 15, 1889.

[House Bill No. 1491.]

AN ACT

To authorize the council of the incorporated village of Wauseon t
purpose of improving Fulton street in said villa

SECTION 1. *Be it enacted by the General Assembly of*
That the council of the incorporated village of Wauseon
Ohio, is hereby authorized to issue the bonds of said vil

exceeding six thousand dollars, in such denominations as said council may deem fit, bearing interest at a rate not exceeding six per cent. per annum, payable annually, and redeemable at a period not exceeding fifteen years from the date of issue. Said bonds shall be signed by the mayor and countersigned by the clerk of said village; and shall be made payable at such place or places as the council of said village shall by ordinance provide; and said bonds shall not be sold for less than their par value, and may be issued and sold at such times and places and in such amounts as the council of such village shall by ordinance provide.

SECTION 2. The money arising from the sale of such bonds shall be used by the council of said village for the purpose of curbing, improving, paving and graveling Fulton street in said village, from a point, commencing at the northern limit of said Fulton street and running and extending to the southern limit of said Fulton street, to the intersection of said Fulton street, with Leggett street in said village.

SECTION 3. Whenever the bonds of said village shall be issued as provided in this act, it shall be the duty of said council of said village to levy a tax and assessment upon all property, lots, premises and hereditaments abutting on said Fulton street, between the limits mentioned in section 2 of this act, sufficient to pay the interest accruing annually on said bonds as issued; and to create a sinking fund for the payment of the principal of said bonds as the same shall fall due; provided, that said council may create said sinking fund whenever in its judgment it shall be necessary.

SECTION 4. That for the purpose of paying such amount or portion of said bonds as shall have been issued for the purpose of paving street and alley intersections, the council of said village may and is authorized to levy a tax upon all the taxable property in said village, in addition to the amount allowed to be levied by law, to be placed in the "Fulton street improving fund," and not to be otherwise appropriated.

SECTION 5. That this act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[House Bill No. 1493.]

AN ACT

To authorize the village of Willshire to issue bonds for the purpose of building a town hall.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the council of the incorporated village of Willshire, Van Wert county, Ohio, be and the same is hereby authorized to issue its bonds for an amount not exceeding one thousand dollars, for the purpose of building a town hall in said village.

SECTION 2. Such bonds shall be issued by the council of said village in denominations not less than one hundred dollars, and shall bear a rate

of interest not exceeding six per cent. per annum, and th
sold for less than their par value, and shall be signed by
clerk of said village, and shall be payable within and not
years.

SECTION 3. To provide for the payment of the princ
of said bonds when they shall become due, the council
shall levy a tax on all the taxable property in said village
ected as other taxes are collected.

SECTION 4. This act shall take effect and be in force
its passage.

ELBERT L.
Speaker of the House o
WM
Presid

Passed April 15, 1889.

[House Bill No. 1499.]

AN ACT

To authorize the incorporated village of Edison, Morrow county, O
and build a town hall.

SECTION 1. *Be it enacted by the General Assembly of*
That the council of the village of Edison, Morrow co
hereby authorized to issue the bonds of said village in a
exceeding seven thousand dollars ($7,000.00), at a rate of int
ing six (6) per cent. per annum, and due in not to exce
from their date of issue, for the purpose of building a to
village. Said bonds shall be issued and sold according t
not be sold for less than their par value.

SECTION 2. The council of said village is auth
annually, on all the taxable property of said village, in
authorized by law, an amount necessary to pay the intere
on the said bonds as the same may fall due. The said tax
for the purpose of paying the interest and principal on sa

SECTION 3. Before issuing said bonds the council sh
question of issuing said bonds to the qualified electors o
some special or general election, due notice of which sh
written or printed notices posted in not less than six
places in said village not less than two weeks before sa
said election those voting in the affirmative shall have wr
on their tickets, "For issue of town hall bonds—Yes;" and
the negative shall have written or printed on their tickets, "
hall bonds—No." If two-thirds of the votes cast at said e
in favor of the issue of bonds, then and only then shall
be authorized to issue the said bonds.

SECTION 4. This act shall take effect on and after its

ELBERT L.
Speaker of the House o
WM
Presid

Passed April 15, 1889.

[House Bill No. 1509.]

AN ACT

For the relief of George L. Teeter.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, at the local directors of sub-district No. 6, of Washington township, lmes county, Ohio, and the clerk of said township be and they are eby authorized to issue their certificate and order on the township asury of said township to George L. Teeter, of Knox county, for services eacher in said sub-district, for the sum of one hundred and fifty dollars 50).

SECTION 2. This act shall take effect and be in force from and after passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[House Bill No. 1510.]

AN ACT

To change the surnames of certain persons named therein.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, hat the respective surnames of Charles Osberghaus, Caroline J. Osberghaus, his wife, Charles L. Osberghaus, William C. Osberghaus, Louis sberghaus and Amelia C. Osberghaus, their children, all of whom are sidents of Sandusky, Erie county, Ohio, be and the same are hereby hanged so as to read as follows, respectively, to wit: Charles Osberg, aroline J. Osberg, Charles L. Osberg, William C. Osberg, Louis Osberg nd Amelia C. Osberg.

SECTION 2. That such changes of surnames shall in nowise affect the ghts, privileges and liabilities of either of said persons individually nd generally.

SECTION 3. This act shall take effect on its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[House Bill No. 1462.]

AN ACT

To authorize the village of Ravenna, Ohio, to erect or purchase an el

SECTION 1. *Be it enacted by the General Assembly of t*
That the council of the village of Ravenna, Ohio, be and is
ized and empowered to erect or purchase an electric light
purpose of supplying the streets, squares, alleys, public gro
ings, and all public places within the corporate limits, an
the citizens of said village with light.

SECTION 2. For such purposes said council is hereby
empowered to issue the bonds of said village in any sum
fifteen thousand dollars ($15,000.00), bearing interest at si
annum, payable semi-annually. Said bonds shall not be s
their par value, shall be of such denomination and made
times and at such place as the council may by ordinance
bonds shall be signed by the mayor of said village and
clerk thereof and the seal of said village, and shall express
the purpose for which they were issued.

SECTION 3. Said council is authorized to levy a tax
ble property of said village sufficient to meet the annual
bonds, and pay the principal thereof as the same falls due.

SECTION 4. This act shall take effect and be in force
its passage.

ELBERT L. I
Speaker of the House o
WM.
Presid

Passed April 15, 1889.

[House Bill No. 1484.]

AN ACT

To authorize the incorporated village of Orrville, Wayne county, to
levy taxes for the payment of the same and the interest th

SECTION 1. *Be it enacted by the General Assembly of th*
That the village council of the incorporated village of
county, be and the same is hereby authorized to issue th
village in a sum not exceeding six thousand dollars ($6,
denominations not less than fifty, nor greater than five h
bearing interest at a rate not exceeding six per cent. per a
annually, and redeemable within ten years; the redempti
to commence three years after the same have been issued
arising from the sale of said bonds shall be used in purch
which to erect necessary buildings for the divison head
Wheeling and Lake Erie railroad in said village, and

penses incurred in removing machinery, and in establishing said enterprise in said village.

SECTION 2. Said bonds shall be signed by the mayor and countersigned by the clerk of said village, and shall be sold in such manner as the council shall decide, at not less than their par value. For the purpose of paying said bonds and the interest thereon, as the same shall become due, the council of said village is hereby authorized and empowered to levy a tax upon all the taxable property of said village every year during the time said bonds have to run, sufficient in amount to pay each year the interest thereon, and to redeem said bonds when the same shall become due.

SECTION 3. That before such bonds shall be issued, the question as to the isssue of bonds for such purpose shall be submitted to the qualified voters of said village at a special election, of which ten days' notice shall be given in a newspaper printed and in general circulation in said village, designating the amount of bonds proposed to be issued, and the purpose for which issued. Those in favor of the issue of said bonds, for said purpose, shall have written or printed on their tickets at such election the words, "Issue of bonds—Yes;" and those opposed, "Issue of bonds—No;" and if two-thirds of the votes cast at said election shall be in favor of issuing such bonds, the council shall have authority at any time thereafter to issue and sell said bonds as herein provided.

SECTION 4. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[House Bill No. 1489.]

AN ACT

To authorize the commissioners of Delaware county, Ohio, to purchase real estate and buildings for a county children's home, and to issue bonds and provide for the management of the home.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the commissioners of Delaware county are hereby authorized and empowered to purchase real estate, with suitable buildings thereon for a children's home, for the destitute children of said county, such as are by law entitled to be admitted to children's homes, and to take the title to said real estate in the name of the commissioners of said county, the same to be and remain the property of said county of Delaware, and they shall issue the bonds of said county in payment thereof, in a sum not exceeding fifteen thousand dollars; said bonds shall bear interest at the rate of six per cent. per annum, payable annually, and [shall be] in denominations of not less than one hundred dollars. The annual interest on said bonds shall be evidenced by coupons attached thereto. Said bonds

shall be payable in equal annual amounts, in a series of not exceeding ten years, and said bonds shall not be sold for less than their par value. [At the end of section 1 add] Provided, that the commissioners of said county, before issuing any bonds as provided in this act, or creating any indebtedness in anticipation thereof, shall, at some general or special election, after giving fifteen days' notice of said election by publication in at least two newspapers of general circulation and published in said county, of the time and places of such election, submit the question of purchase of real estate and buildings for county children's home to the qualified voters of said county. The ballots to be voted at said election shall have printed or written thereon the words, "For county children's home—Yes;" or, "For county children's home—No;" and if the number of votes cast at said election in favor of purchase of real estate and buildings for county children's home exceeds the number of votes cast at said election against purchase of real estate and buildings for county children's home, then, and not otherwise, the commissioners of said county shall be authorized to carry out the provisions of this act.

SECTION 2. When said commissioners have so purchased said real estate and buildings, they shall appoint five judicious women, residents of said county, who shall constitute a board of managers of said home, one of whom shall be appointed for the term of five years, one for four years, one for three years, one for two years and one for one year; and at the expiration of the term of any member of said board of managers, the said commissioners shall appoint a successor for the full term of five years. Any vacancy occurring in the board of managers shall be filled by the board of commissioners for the unexpired term. The said board of managers shall have the full control and management of said home, with full power to appoint, suspend and discharge all officers and employes therein, to fix and pay their salaries, to receive and disburse all moneys coming into their hands as such board of managers from any source, and shall keep a record of all moneys received and from what source received and expended, taking a proper voucher therefor signed by a majority of said board at a regular meeting thereof, and shall, on or before the 31st day of January of each year, file with the board of commissioners a full and itemized statement of all moneys received and expended, the number of children received and discharged from said home during the year ending on the 31st day of December preceding the making of said report, and such other statistical information as may be required by law.

SECTION 3. Said board of managers shall have full power to receive into said home the children and property of any home for destitute children in said county now maintained by charity, and the said board of commissioners shall appoint from the members of any such association five judicious women, who shall be named by such association, for the same term, and in like manner as said board of managers, who shall constitute a board of visitors of said county children's home, whose duty it shall be to visit said home at least four times per year and make their report in writing to said board of commissioners of the condition and management of said home, and they shall have the right [at] all times to visit and inspect said home, its books and management.

SECTION 4. Said commissioners of said county of Delaware shall not be liable for the maintenance of said home, but they may appropriate out of any moneys belonging to the general revenue fund of said county such sums, from time to time, for the maintenance of said home and the buildings thereof as they may deem proper, not exceeding in any one year the sum of three hundred dollars.

SECTION 5. If, at any time, the said board of managers desire to surrender up said home and its management to said commissioners, or if, in the opinion of said commissioners, said board of managers shall fail or be unable for any cause to manage and control said home so as to subserve the purposes for which the same was created, or, in their opinion, the same ought to be placed under the provisions of the general laws of the state of Ohio regulating children's homes, they are hereby authorized and empowered to organize the same under the general laws of the state of Ohio and the provisions as to the management, and said boards of managers and visitors shall thereupon cease and determine.

SECTION 6. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[House Bill No. 1502.]

AN ACT

To authorize the council of the village of Rock Creek, Ashtabula county, Ohio, to transfer funds.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the council of the village of Rock Creek, Ashtabula county, Ohio, be and the same is hereby authorized to transfer the sum of one thousand dollars from the general fund of said village to the road fund of said village.

SECTION 2. This act shall take effect and be in force on and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[House Bill No. 1505.]

AN ACT

To authorize the commissioners of Guernsey county, Ohio, to levy a tax for certain road improvements in Liberty township.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That for the purpose of making certain fills in Liberty township, on the road leading from the bridge across Wills creek west of the village of Kimbolton, a distance of six hundred feet, also a fill on the road leading

east and west on the north side of said Wills creek, crossi
distance of three hundred feet, the county commissione
their judgment the public convenience requires such
authorize a special levy not to exceed nine hundred ($900.
the grand duplicate of said Guernsey county for the purp
such improvements and to be expended as in their judgm
best as between the said fills.

SECTION 2. This act shall take effect and be in force
its passage.

ELBERT L. L
Speaker of the House of
WM.
Presiden

Passed April 15, 1889.

[House Bill No. 1506.]

AN ACT

To amend an act entitled an act to authorize the village council of the
lage of Van Wert, Van Wert county, Ohio, to issue bonds and le
purpose of providing said village with a system of public water-w

SECTION 1. *Be it enacted by the General Assembly of th*
That the village council of the incorporated village of V
Wert county, Ohio, be and the same is hereby authoriz
bonds of said village in an aggregate sum not exceeding sev
sand dollars ($75,000.00), bearing interest at a rate not exc
centum per annum from date of issue, said interest payable
for the purpose of providing said village with a system o
works.

SECTION 2. The bonds shall be signed by the mayor
and countersigned by the clerk thereof, and shall not be so
their par value, and shall be issued at such dates, respe
council of said village may determine by ordinance, and sai
cil is hereby authorized to levy a tax upon all the taxable p
village to pay said bonds and interest thereon when the sam

SECTION 3. The funds realized from the sale of said
used by the council of said village for the purpose of purch
sary grounds and constructing, paying for and maintainin
for said village, which water-works, when completed, shall be
and controlled in such manner as may be prescribed by law
nance of said village enacted in conformity therewith.

SECTION 4. Before such bonds shall be issued or tax le
tion of issuing said bonds and the levying a tax therefor,
be submitted to a vote of the qualified electors of said villa
election or a special election called for that purpose, as the
village may order, notice of such election shall be given by
one or more newspapers of general circulation published
(one of which shall be a daily paper of general circulatio

said village). The tickets voted at said election shall have written or printed thereon, "Authority to issue bonds—Yes;" or, "Authority to issue bonds—No." If the proposition to issue bonds is approved by a majority of all the voters voting at said election, the council of said village shall have authority to issue the said bonds and levy the said tax as provided for in this act, but no levy shall be made to pay any part of the principal of the said bonds until after the expiration of ten years from the date of said bonds.

SECTION 5. The mayor of said village is authorized and required, within thirty days after the proposition to issue bonds is approved by a majority of all the voters voting at said election, to nominate four persons, citizens of said village, of well known and recognized ability, to act as water-works trustees, not more than two of whom shall belong to the same political party. They shall be nominated, one for one year, one for two years, one for three years and one for four years. The nominations shall be made at a regular meeting of said village council, and at the next regular meeting of said council, said council shall, by ballot, take a vote on the confirmation of said nominees, and if a majority of the members elected to said council shall vote in favor of the confirmation, then the four persons so nominated and confirmed as aforesaid shall constitute and be a board of water-works trustees. The mayor of said village shall be ex-officio a member and president of said board. The member appointed for one year shall serve until the first regular meeting of said council in June, 1890; the remaining three respectively until the next regular meeting in June, 1891, 1892, 1893, and until their successors are duly appointed and qualified.

SECTION 6. The mayor of said village shall, after the year 1889, annually, at the first regular meeting in May, nominate one person to be a member of said board, and the council of said village shall at their first regular meeting in June of each year vote on the confirmation of said nominee, and if he shall receive a majority of the votes of all the members elected to the council of said village, he shall be deemed duly appointed, and on a vacancy occurring in said board from any cause, the mayor shall forthwith nominate others to be voted upon by said council at its next ensuing meeting, on the confirmation as heretofore provided.

SECTION 7. The act entitled an act to provide for a system of water-works for the incorporated village of Van Wert, Ohio, passed January 18, 1889, be and the same is hereby repealed.

SECTION 8. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[House Bill No. 1507.]

AN ACT

To authorize the trustees of the Methodist Episcopal church, of W
county, Ohio, to sell the property belonging to said church
proceeds.

SECTION 1. *Be it enacted by the General Assembly of t*
That the trustees of the Methodist Episcopal church, of Wey
county, Ohio, or a majority of them, be and they are her
to sell the church building and site, and all property of s
by them, and to execute conveyances therefor, and collect
the proceeds arising from said sale.

SECTION 2. This act shall take effect on its passage.

ELBERT L. I
Speaker of the House o
WM.
Preside

Passed April 15, 1889.

[Senate Bill No. 628.]

AN ACT

To authorize and empower the council of the incorporated village of
and improve certain streets therein, and to issue bonds of said vil

SECTION 1. *Be it enacted by the General Assembly of t*
That the council of the incorporated village of Painesville
Ohio, be and it is hereby authorized and empowered to im
Main, State, and St. Clair streets, in said village, or eithe
much of either or all of said streets as the said council, by
declare and determine to be necessary or convenient or fo
said village or its inhabitants.

SECTION 2. That for the purpose of providing for the c
of said improvements mentioned in the first section of t
pay for the same, the council of said village is hereby
empowered to issue the bonds of said village in the sum
fifteen thousand dollars, in denominations of not less tha
dollars, and not more than one thousand dollars each, bea
a rate not exceeding six per cent. per annum from the dat
able semi-annually; the principal of said bonds to be ma
to exceed twelve years from the date of issue of the same
of said village is hereby authorized and empowered to fix
by ordinance the amount of said bonds, the denominati
the rate of interest, and the time when the principal there
payable, under and within the limitations hereinbefore
scribed.

SECTION 3. Said bonds shall be signed by the may
signed by the clerk of said village, and shall not be sold fo

par value, and for the purpose of paying said bonds and the interest thereon at maturity, the said village council is hereby authorized and empowered to levy a tax upon all the taxable property of said village. The funds realized from the sale of said bonds shall be used by the council of said village for the purposes specified in section one of this act, and for no other purposes whatever.

SECTION 4. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[Senate Bill No. 585.]

AN ACT

To authorize the council of the village of Lockland, in Hamilton county, to issue and sell the bonds of said village for the purpose of purchasing a suitable site and erecting thereon a town hall and offices for the officers of the corporation.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the council of the incorporated village of Lockland, in the county of Hamilton, be and the said council is hereby authorized to issue the bonds of said village, not exceeding in amount $25,000, to sell the same and use the proceeds thereof in purchasing a suitable site and erecting thereon such building or buildings as may be deemed necessary for a town hall and offices for the officers of the corporation.

SECTION 2. Said bonds shall be in such an amount, not exceeding $25,000, in such denominations and payable at such time or times as said council shall determine. They shall bear interest at a rate not exceeding six (6) per cent. per annum, payable semi-annually, and shall not be sold for less than the par value thereof; said bonds shall be signed by the mayor and countersigned by the clerk of said village, and shall be authenticated by the seal thereof.

SECTION 3. For the payment of said bonds and interest thereon, said council shall levy a tax, in addition to the amount otherwise authorized by law, every year during the period the bonds have to run, sufficient in amount each year to pay the bonds falling due that year, and the accruing interest.

SECTION 4. When the total amount of said bonds so to be issued in pursuance hereof shall have been determined by said council, and before any bonds are issued or tax levied, as provided by this act, the question of issuing the bonds shall be submitted to the qualified electors of said village, at an election to be held at such time, after the passage of this act, as the council may determine, and ten days' notice of said election and submission shall be given by the mayor of said village, by publishing said notice in a paper of general circulation in said village; said notice shall state the amount of bonds to be issued, and the time and place of

holding the election; and if a majority of two-thirds of th
at such election upon the question of issuing the bond
thereof, then the bonds may be issued and the tax levied
in favor of the proposition shall have written or printed
the words, "For the issue of bonds;" and those voting a
the words, "Against the issue of bonds."

SECTION 5. Said election shall be held and conduct
manner as is now provided by law for holding municipa
the clerks and judges of said election shall certify to the
village the result of the same. If a majority of two-third
voting at said election, as provided by section four of t
favor of said proposition the council shall proceed to ad
said bonds, in such manner as is provided for by law
municipal bonds.

SECTION 6. This act shall take effect and be in force
its passage.

ELBERT L.
Speaker of the House o
WM.
Preside

Passed April 15, 1889.

[House Bill No. 1512.]

AN ACT

To authorize the trustees of Copley township, Summit county, Ohio,

SECTION 1. *Be it enacted by the General Assembly of*
That the trustees of Copley township, Summit county, O
are hereby authorized to transfer three hundred dollars fro
fund to the general fund of said township.

SECTION 2. This act to take effect and be in force
its passage.

ELBERT L.
Speaker of the House o
WM.
Preside

Passed April 15, 1889.

[House Bill No. 1515.]

AN ACT

To amend section 2 of act passed February 22, 1888, as amended Apr
a bridge across the Muskingum river at Stockport, Morgan co

SECTION 1. *Be it enacted by the General Assembly of t*
That section two of the above recited act be so amende
follows:

Sec. 2. For the purpose of paying for the construction of said bridge the commissioners are hereby authorized to issue bonds of the county, at a rate of interest not exceeding six per cent. per annum, interest payable semi-annually; said bonds shall be issued in such sums as the commissioners may determine, but shall not be sold for less than their par value; said bonds to be paid within ten years of the date thereof, at the discretion of the commissioners, and the same shall be issued, signed and sold according to law.

SECTION 2. That section 2 of an act passed February 22, 1888, as amended April 3, 1888, be and is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

[House Bill No. 1513.]

AN ACT

To amend section seven of an act entitled an act to establish, provide for and maintain a public library in the city of Findlay, Hancock county, Ohio, which passed and took effect April 16, 1888.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That section (7) seven of the foregoing entitled act be amended so as to read as follows:

Sec. 7. That whenever a library board shall be elected pursuant to the provisions of this act, the council of said city of Findlay shall have the power and hereby is authorized to levy and cause to be levied annually for library purposes as aforesaid a tax not exceeding five (5) tenths of one mill per dollar of the city valuation of real and personal property in said city, to be certified by said council according to law, and placed on the duplicate of the county auditor for collection, as other levies; but no funds derived from levies made, gifts, donations, conveyances or transfer of real or personal property shall come or go into the possession of or control of said library board or the treasurer thereof until the said treasurer of said library board shall have executed a good and sufficient bond to said city council with sureties thereon to be approved by said city council conditioned to account for and pay over all money which may come into his hands as such treasurer, and further do and perform all the duties incumbent upon him as such treasurer.

SECTION 2. That said original section seven (7) of said original act be and the same is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Passed April 15, 1889.

[House Bill No. 1514.]

AN ACT

To authorize the commissioners of Clermont county, Ohio, to purchas
a jail and residence in the same for the sheriff of said county, and

SECTION 1. *Be it enacted by the General Assembly of th*
That the county commissioners of Clermont county, Ohio,
thorized to purchase a site for, and construct a jail ther
apartments therein to be used by the sheriff or jailer of s
residence, at the county seat of said county, to-wit: At th
village of Batavia, and plan for said jail shall be determi
the contract for the building of said jail let, according to l
tract shall require the building aforesaid to be completed
ticable, at a cost for said site and building not to exceed t
dollars.

SECTION 2. That the said commissioners shall have
make an extra to any contractor for the building of said ja
residence, or any part thereof; nor shall any change or alte
which shall affect the contract, unless the difference in t
alteration or change be first agreed upon by the said com
the contractor affected by said change or alteration; and
alteration shall be made which will increase the cost of sai
and sheriff's residence therein over the sum of thirty thous

SECTION 3. That the commissioners of said county, f
of purchasing said site and constructing said jail and she
therein, are hereby authorized to borrow such sum of mone
deem necessary, but not to exceed the sum of thirty thous
a rate of interest not to exceed six per cent. per annum, i
semi-annually, and to issue bonds of said county to secur
of the principal and interest thereon; the principal of said
paid at such times as the commissioners may prescrib
years from the date of said indebtedness, at the village of
county of Clermont, Ohio; said bonds to be sold at not less
value; principal and interest shall be paid at the office
treasurer of said county.

SECTION 4. That the bonds so issued shall be signed
sioners of said county of Clermont, or any two of them, and
by the auditor, with or without coupons attached, in sums
fifty nor more than five hundred dollars each, payable to t
interest, as aforesaid, at such times not exceeding 10 years a
as the commissioners of said county may prescribe, and sa
specify the object for which they were issued.

SECTION 5. The commissioners of said county of C
annually, at their June session, levy such amount of taxes
interest on said indebtedness, and the principal as it becom

SECTION 6. That said commissioners be and they are
ized to remove and dispose of the materials of the old jai
residence, or sell the same at public or private sale as t
best.

SECTION 7. This act shall take effect and be in force fro
passage.

ELBERT L. L
Speaker of the House of
THEO. F
President pro te

Passed April 15, 1889.

[Senate Bill No. 626.]

AN ACT

To change the name of Amelia Cooper, of Clermont county, Ohio.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the name of Amelia Cooper (wife of Francis M. Cooper), a resident of Clermont county, Ohio, be and the same is hereby changed so as to be and read as follows, to-wit: Nora Cooper. That such change shall in no wise affect the rights, privileges and liabilities of said person.

SECTION 2. This act shall take effect and be in force from and after its passage.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.

WM. C. LYON,
President of the Senate.

Passed April 15, 1889.

JOINT RESOLUTIONS

[Senate Joint Resolution No. 45.]

JOINT RESOLUTION

Relating to appointment of committee to wait upon gov

Be it resolved by the General Assembly of the State of O
mitee of three on the part of the senate and —— on the p
be appointed to wait upon the governor and inform him
assembly is now in session and ready to receive any cor
may see fit to transmit.

NOAH H. A
Speaker pro tem. of the House o
WM.
Presi

Adopted January 15, 1889.

[Senate Joint Resolution No. 46.]

JOINT RESOLUTION

Relating to a joint convention to count votes cast for state officers, fir
1888.

Resolved by the General Assembly of the State of Ohi
houses meet in joint convention in accordance with the c
statutes in the hall of the house of representatives on Wed
9th, A. D. 1889, at 11 o'clock A. M., and count the vote for
the election held on the first Tuesday of Nov., A. D. 1888.

NOAH H. A
Speaker pro tem. of the House o
WM.
Preside

Adopted January 15, 1889.

[House Joint Resolution No. 53.]

JOINT RESOLUTION

Relative to counting the vote cast for state officers in 1

Resolved by the General Assembly of the State of Ohio,
houses of the general assembly unite in joint convention

January 9th, 1889, at 11 o'clock A. M., and count the vote cast for state officers at the election held on the first Tuesday after the first Monday in November, 1888.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Adopted January 15, 1889.

[House Joint Resolution No. 56.]

JOINT RESOLUTION

Relative to admission of Moses P. Barber to the Cleveland asylum for the insane.

WHEREAS, Moses P. Barber, a native of Ashtabula county, Ohio, aged twenty-nine years, became insane while residing at some place unknown in Arizona territory, and

WHEREAS, Under the laws of the state of Ohio he can not now be admitted to any asylum therein, and

WHEREAS, He has been committed to the infirmary of said county of Ashtabula, as a person whose being at large is dangerous to himself and others; therefore,

Be it resolved by the General Assembly of the State of Ohio, That the superintendent of the Cleveland asylum for the insane, be and he is hereby authorized and required to admit said Moses P. Barber to said asylum as an inmate of the same. And the superintendent of said infirmary is authorized to convey him to said asylum.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Adopted January 15, 1889.

[House Joint Resolution No. 57.]

JOINT RESOLUTION

Relative to printing legislative manual.

Be it resolved by the General Assembly of the State of Ohio, That there be printed for the use of senators and members of the house fifteen hundred copies of the revised rules of the senate and house, including joint rules, names of members with post-office address and list of committees also that there be included therewith extracts from the constitution, laws and revised statutes of the United States, with the rulings of the courts thereon as found in the manual adopted by the sixty-seventh general assembly; that nine hundred of said copies be bound in muslin and six

hundred thereof be bound in Turkish leather in style
printed and bound for the sixty-seventh general assembly

NOAH H. A
Speaker pro tem. of the House o

WM.
Presid

Adopted January 15, 1889.

[House Joint Resolution No. 60.]

JOINT RESOLUTION

Relative to transmission to the governor of Indiana of an act passed
assembly of Ohio, asking for concurrent legislation in regard t
lands.

WHEREAS, Large tracts of land located in the north
Ohio and northeastern portion of Indiana are lying almos
of nature because of the almost total want of drainage du
any concurrence in legislation, between the states of Ol
for this purpose; and

WHEREAS, The 67th general assembly, at their adjou
acted the following law for this purpose:

[House Bill No. 948.]

AN ACT

To provide for the location of joint-county ditches between counties
of other bordering states passing concurrent acts here

SECTION 1. *Be it enacted by the General Assembly of th*
That whenever the commissioners of any county of this
on file with the auditor of the county, a petition, or copy
by one or more landowners, whose lands would be assess
struction of the improvement prayed for, setting forth t
the location, deepening or widening of any ditch, drain
for the reasons that the same will be of benefit to the pu
fare or convenience, and describing the point of beginnin
minus thereof, together with a bond, with two sureties, a
county auditor in the amount of two hundred ($200) dol
the state of Ohio, for the use of said counties, on the con
petitioners, or their bondsmen, shall pay all costs incurred
by reason of the view of said route petitioned for, if th
petition is not granted; and also, in addition to said peti
a notice from the proper official of the county of an
through which the route of said improvement, as describ
tion would pass, setting forth that the proper papers are
the proper board of that county is in readiness to act
them in the location, deepening or widening of said ditch
course, they are hereby authorized and empowered to inst
of their county to consult with the proper official of the
ties so desiring to act jointly, and to fix upon a time w

they shall meet the proper board of said county, and with them proceed to view the line of said route prayed for.

SECTION 2. It shall be the duty of the county auditor, on the filing of any petition and bond as aforesaid, to notify in writing, of the filing of said petition and bond, the proper official [of the county] of the adjoining state, and the auditor of any county of Ohio in which land is situated which will be affected by the prayer of said petition, a copy of each of which shall be attached thereto.

SECTION 3. Having received notice by the county auditor of said time and place of meeting, the commissioners shall proceed at the time stated to place of meeting agreed upon, and if they find a majority of each proper board present, they shall decide that they have a quorum present, and shall form themselves into a joint board for the purpose before them, by electing one of their number as president, and another as clerk; provided, that the president and clerk shall not both be selected from the board representing the same state.

SECTION 4. Without regard to number of each board present, the members from Ohio shall have the casting of one-half ($\frac{1}{2}$) of all votes on all questions, which vote shall be represented equally by the different members present of the board or boards from Ohio.

SECTION 5. If the board of the different counties of the state, or a quorum of the board of each county affected, fail to meet, they shall adjourn until such time as they shall receive notice, as provided in sections one (1) and two (2) of this act.

SECTION 6. Having resolved themselves into a joint-board, with the board or boards of other states, as provided for in section 3 of this act, and having found that a petition and bond conditioned, as required by law has been filed, they shall proceed to view the route petitioned for; and if they find the improvement so prayed for is necessary, and will be conducive to public health, welfare or convenience, and that the route prayed for is the best one to accomplish the desired relief, they shall proceed to locate the ditch, or order the widening or deepening of the ditch, drain or water-course in substantial conformity with the prayer of said petition. But if, in their opinion, the route described is not the best, they shall proceed to locate the improvement on the route best adapted to secure the relief desired, with the best contingent results, and may locate all the necessary branch ditches; but if they find against the location, deepening or widening of said improvement, no further proceedings shall be had under this petition, after said report, and the costs shall be collected of the petitioners and their bondsmen.

SECTION 7. The joint-board shall have authority to locate that part in Ohio of the main ditch, or any of its tributaries, which will lie partially in both states, or which will drain lands of both states.

SECTION 8. If the joint-board find it necessary to employ an engineer to determine the proper route on which the ditch or its branches should be located, they are authorized to do so; provided, that no engineer shall be employed by the joint-board until the said board have determined that such improvement is necessary for the public welfare, health or convenience.

SECTION 9. The joint-board shall have power to determine upon the necessary capacity of the part of said improvement located in the state of Ohio.

SECTION 10. In their view of route and deliberations the members of Ohio of the joint-board may adjourn from not exceeding in the aggregate sixty (60) days.

SECTION 11. The clerk of the joint-board shall make o of their proceedings and findings, signed by himself and t the joint-board, which shall be read before the said board. report shall be sent to the county auditor of each county af and to the proper officer of each county affected in the othe

SECTION 12. After the adjournment of the joint-board is in favor of the location, the members of said board from ceed to select a competent engineer, to meet one to be app proper authorities of the other said state joining with th ceedings.

SECTION 13. It shall be the duty of the engineer so ap a bond, with the auditor of each county in Ohio, affected by ment, in the sum of one thousand ($1,000) dollars, with sureties to the same, conditioned to the faithful performan as said engineer.

SECTION 14. The said engineer shall proceed, with the engineer from the adjoining state joining in the matter, to out the line of said improvement by setting a stake at ever (100) lineal feet, on the line of ditch and its branches. E be numbered, beginning at head of ditch at "0," and n secutively to outlet. Grade megs shall be set at or opposite stake, from which all measurements shall be based and pe marks shall be established, on or near line of said ditch, at greater than two thousand (2,000) lineal feet. At each ang be set, and witnessed by two permanent witnesses.

SECTION 15. They shall, on all the line of improvem state, take all the levels and notes necessary to, and shall n profile of all said line; which plat shall show the entire lin with all angles accurately located, together with all fence, l crossings, together with all lands or lots affected by this properly and accurately located thereon. The profile s surface of grade megs, the depth of old ditch or stream, an posed improvement at each stake throughout, and the gra bottom of proposed improvement. The report shall also inc showing necessary widths, top and bottom, and depth together with number of cubic yards in each one hund of ditch, and also the total number of cubic yards so t throughout the entire line of said ditch. The report sha number of acres of land in each state adjudged by them to the improvement and benefited thereby, with a list th description and ownership as shown on tax duplicate, toge estimate of cost per cubic yard for work, and their estim of construction of that part of ditch situated in each state an estimate of total cost of location. They shall also in th an apportionment, as they may think fair and just, of the and construction between the two states.

SECTION 16. A copy of the said report of the engine all the matters described within and duly certified to by sent to the proper official of each county affected in each s

SECTION 17. On the receipt of the report of the engineers as aforesaid, the auditor shall notify [ ] of the receipt of said report as in the case of filing of petition and bond, but need not send a copy of the report received. And shall proceed as provided for in sections 1 and 2 of this act, to fix upon a time and place for the meeting of the joint-board. After which he shall notify the commissioners of the reception of said report and the time and place of meeting.

SECTION 18. The joint-board on assembling, shall be governed by the same rules as provided elsewhere in this act. And they may call to their assistance the engineers who located the improvement.

SECTION 19. They shall approve, or amend and approve, of the report so filed by the engineers. And the report so approved by them, shall be a final division of the estimated costs of construction, and the entire costs of location between the states. They shall send a copy of their report, duly certified to by the president and clerk of the board, to the proper official of each county affected in the other state, and to the county auditor of each county affected in Ohio. Their adjournment shall be subject to a call of a majority of the members of either state, notice of which shall be given as provided for in preceding section.

SECTION 20. The proper authorities in the adjoining state, joining with the counties in Ohio, are hereby authorized and granted the privilege of entering upon lands or causing the same to be done in this state, along any portion of said located ditch or its tributaries, to perform any work which may be assigned them to do by the joint-board when in session, as provided for in this act.

SECTION 21. The commissioners of the county or counties in Ohio, affected by such improvement, shall proceed to order some competent engineer to make a division of said costs of location and construction so apportioned to Ohio, among the lands so affected as named in the list of lands affected, submitted by report of engineers of joint-board.

SECTION 22. The further proceedings shall be in conformity with the existing statutes for the location of county or joint county ditches taken at this stage of the proceedings. The commissioners, at their hearing on the apportionment made, as provided in section 20 of this act, shall have authority to assess any other lands not mentioned in first report of engineers, provided for in section 16 of this act, as they may deem to be benefited thereby; provided, that the owners of said lands shall have due notice thereof.

SECTION 23. The commissioners of any county or counties in this state, in which are located lands affected and charged for the improvement or construction of any ditch, drain or water course, under the provisions of this act, are instructed to cause to be performed any work which may be assigned to them outside of the limits of this state, in the same manner as under the existing statutes for similar duties; provided, that the necessary privilege to do so has been granted by the state legislature of the state where said lands are located through which the said work is to be constructed.

SECTION 24. The fees of all officials and assistants under this act, shall be the same as for like services in county ditch work.

SECTION 25. All claims for compensation and damages shall be filed with the county auditor on or before the day of hearing on the appor

tionment. And all such claims allowed, together with the
actually incurred, shall be paid out of the county fund.

SECTION 26. This act shall be in force from and after

JOHN C. EN
Speaker of the House o

S. A.
Presiden

Passed March 21, 1887.

Therefore, *Be it resolved by the General Assembly of the Sta*
such concurrent legislation as circumstances may require
ture of our sister state of Indiana would be of great benefi
the section of country referred to.

Resolved, That the governor of the state of Ohio be req
mit a copy of the within referred to act together with thes
the governor of the state of Indiana.

ELBERT L. I
Speaker of the House o

THEO.
President pro te

Adopted January 18, 1889.

[Senate Joint Resolution No. 48.]

JOINT RESOLUTION

Relating to distribution of volume 6, geological surve

Be it resolved by the General Assembly of the State of
secretary of the state be and he is hereby authorized t
senator and representative of this 68th general assembly
Ohio, the allotted quota of volume VI geological surve
have not received them and which have been lost in trans

ELBERT L. I
Speaker of the House of

WM.
Preside

Adopted January 31, 1889.

[House Joint Resolution No. 62.]

JOINT RESOLUTION

Relative to establishing a fish hatchery on Lake Eri

WHEREAS, The fresh water fisheries of Lake Erie are
the world; and

WHEREAS, The fishery interests are rapidly growing under a system of artificial propagation, in which our nation is second to none, and our state in the front rank in the sisterhood; therefore,

Be it resolved, That our senators and representatives in congress from Ohio, be requested to use their efforts to secure the establishment of a plant on Lake Erie for the taking of white fish spawn with which to supply the fish hatcheries on the chain of great lakes.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Adopted January 31, 1889.

[Senate Joint Resolution No. 49.]

JOINT RESOLUTION

Relating to the deposit in the vaults of the Ohio treasury of the album of the late centennial celebration, &c.

Be it resolved by the General Assembly of the State of Ohio, That the state treasurer be and he is hereby authorized and required to receive and safely keep in the vaults of the treasury a small package encased in tin, containing the Ohio centennial album of the celebration at Columbus, Ohio, from September 4 to Oct. 19, 1888, and such package shall be delivered by the state treasurer in the year 1988, to any committee having charge at that place of the second Ohio centennial celebration.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Adopted February 7, 1889.

[House Joint Resolution No. 40.]

JOINT RESOLUTION

Relative to the improvement of the Ohio river.

WHEREAS, The census of 1880 shows that there were in that year, in the seven states for which the Ohio river and its tributaries is the great national water highway, within half a million of as great a population as were in the fourteen Atlantic states; and

WHEREAS, The government has for years expended large sums in improving the harbors and other navigation facilities on the Atlantic coast, and but limited amounts on the Ohio river; and

WHEREAS, The commerce and the tonnage of the Ohio is equal to the value of the import and export tonnage of the Atlantic coast;

Resolved by the General Assembly of the State of Ohio, Tha
exercise of governmental duties demands that the same
should be extended to the navigation needs of the Ohio r
harbors and navigation facilities of the Atlantic coast, and is
on the part of the people of the Ohio valley; and

WHEREAS, As the constantly increasing commercial nee
and Mississippi valleys urgently require expansion of
facilities, and competition in trade call for cheapened cost of

WHEREAS, As burden carriers the rivers give not onl
capabilities, but also the cheapest carriage;

Resolved by the General Assembly of the State of Ohio, Tha
of our rivers by making them available to the best develop
transportation capacity is a public necessity; and

WHEREAS, To allow individuals or corporations to m
locks or other engineering devices upon the Ohio and its
other rivers of the nation, and collect tolls for their use, wou
tion of the constitutional rights of the people to the untax
rivers as public property, and that as further the governmer
constitutional powers the right to control and regulate the
the rivers;

Resolved by the General Assembly of the State of Ohio, Th
government the people can alone look to make those engine
that will render the Ohio river all that it can be made for
benefit of the commerce of the western and southern rivers;

Resolved by the General Assembly of the State of [*Ohio*,] Tha
tures by the government of such sums of money as may be
securing a depth of not less than six feet of water, in all seaso
Illinois, to Pittsburgh, Pennsylvania, would not only be a
ture of any surplus money of the government, but woul
political support of the people of the fourteen Ohio and Miss
directly interested in the navigation of the Ohio river and tri

WHEREAS, The states immediately interested paid up
$600,000,000, of internal revenue tax when the nation was
subsequently large sums, making an aggregate of over one b
of which many millions were expended for the improveme
coast harbors and navigation, and but comparatively triflin
Ohio;

Resolved by the General Assembly of the State of Ohio, Th
nation's financial needs, the people were called upon to contr
to the wants of the government, so all could equally share i
mental expenditures in the nation's prosperity for public be
as broad and liberal a policy should be extended to the im
the Ohio, as to the sea-coast; and

Resolved by the General Assembly of the State of Ohio, That
government to expend upon the Ohio such sums of money
this important national river the great water highway betw
and the west that it can be, the people of the Ohio states are
return in the national prosperity of but a small percentage of
sums they contributed in the hours of the government's fina

WHEREAS, The movable dam, constructed by the g
Davis Island, near Pittsburgh, on the Ohio river, has now
years in successful operation, and meets with general approv

WHEREAS, The continuation of a system of similar dams to the mouth of the Ohio will, in the opinion of the U. S. engineers and the navigators of the river, secure a depth at all seasons of not less than six feet of water, from the head waters of the river to its mouth;

Resolved by the General Assembly of the State of Ohio, That we hereby request our representatives in congress to take such measures, and to vote for such enactments as will pledge the government to at once begin and promptly complete a system of dams, and that they instruct in such enactments the secretary of war to report to congress each session the sum of money that can be judiciously expended in each current fiscal year, to complete the system of dams at the earliest possible period.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Adopted February 7, 1889.

[House Joint Resolution No. 64.]

JOINT RESOLUTION

Relative to the admission of Nimrod Inglin to the Toledo insane asylum.

WHEREAS, One Nimrod Inglin has become insane, and his insanity has assumed a form that renders it unsafe for him to be at large; and

WHEREAS, He was sent in such condition, on the 21st day of October, 1882, from the Ohio penitentiary at Columbus; and

WHEREAS, By diligent inquiry his place of residence can not be ascertained, and his relatives and acquaintances, if any, are wholly unknown; and

WHEREAS, He is confined in the county infirmary of Erie county, Ohio, where proper care and attention suitable to his case can not be given; and

WHEREAS, He should be confined in an asylum; and

WHEREAS, Under the statutes now in force, the said Nimrod Inglin is not eligible to admission to any insane asylum of this state, for the reason that he is not a legal resident thereof; therefore,

Resolved by the General Assembly of the State of Ohio, That the said Nimrod Inglin, having been adjudged insane, and in the Ohio penitentiary and sent to the Erie county infirmary, the superintendent of the Toledo asylum for the insane be and is hereby authorized and required to receive the said Nimrod Inglin into said institution for treatment, and if said patient recovers, return or deliver him to the proper authorities of Erie county, Ohio.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Adopted February 7, 1889.

[House Joint Resolution No. 69.]

JOINT RESOLUTION

Relative to the propagation of fish.

WHEREAS, The subject of propagating and protecting f to increasing the product of healthful food for the people a an important industry has attracted the attention of cor legislatures of the several states; and

WHEREAS, Legislation upon this subject has resulted i increase of such food supply, favorably affecting the price o to the people, and has enlarged and given permanency industry of the country; and

WHEREAS, The state of Ohio has been engaged for se the work of hatching and protecting fish in the waters of L such success that the catch in some kinds of fish, notably been more than doubled within three years; while some bordering upon this lake have done little to increase or pro and

WHEREAS, All the states bordering upon this great i best fishing territory in the country, are interested in this co-operation is essential to the full success thereof; therefo

Be it resolved by the General Assembly of the State of Ohio, islatures of the states of New York, Pennsylvania and respectfully urged to co-operate in this good work, by the laws similar to those of Ohio, for the propagation and prote Lake Erie.

Resolved, That a copy of these resolutions be forwarde ernor of this state, to the governors of the states of New Yo nia and Michigan, with a request that they be laid before t of the states.

ELBERT L. L
Speaker of the House of

WM.
Presider

Adopted Febuary 8, 1889.

[House Joint Resolution No. 66.]

JOINT RESOLUTION

Authorizing the secretary of state to deliver 20 copies of vol. 6, to eac senate and house of representatives.

Be it resolved by the General Assembly of the State of Ohio, retary of state be and hereby is authorized to deliver (20) of vol. 6, geological survey of Ohio, to each member of th resentatives and to each member of the senate, from any publication now on hand in his office.

ELBERT L. L
Speaker of the House of

THEO. I
President pro te

Adopted March 1, 1889.

[House Joint Resolution No. 76.]

JOINT RESOLUTION

Instructing our senators, and requesting our representatives in congress to use all honorable means to secure the passage of a service pension bill.

WHEREAS, It is generally conceded that the pension laws of the United States now in force are sadly defective, in that they allow the same rate of pensions for a short time as for a long term of service, thus rewarding in the highest degree many men who have rendered no adequate service to the government, in the field, in the time of its greatest need and peril; and

WHEREAS, The long lapse of time since the close of the war has made it almost impossible to substantiate with necessary proofs many really meritorious and just claims; therefore,

Be it resolved by the General Assembly of the State of Ohio, That our Senators and Representatives in Congress be requested to favor the passage of a general service pension bill, such as shall be fair and just to all honorably discharged soldiers and sailors of the late war, and which will, in a measure, remove the temptation now existing for pension claimants to commit perjury and subornation of perjury.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Adopted March 14, 1889.

[House Joint Resolution No. 75.]

JOINT RESOLUTION

To authorize the secretary of state to contract for the publication of certain volumes of the Ohio State Reports.

SECTION 1. *Be it resolved by the General Assembly of the State of Ohio*, That the secretary of state is hereby authorized to contract with some responsible person or firm, within this state, to furnish the material and to print and bind a sufficient number of volumes 47 and 48 of the Ohio State Reports, to supply the state with three hundred and fifty copies of each of such reports, and the demand of the citizens of this state with such copies as may be desired by them.

SECTION 2. Such contract shall be made subject to the provisions of section 437 of the Revised Statutes of Ohio, as amended January 17, 1881 (78 v. 14), as to cost and otherwise; and the contract price shall include delivery, free to the state, at the city of Columbus, of the three hundred and fifty copies of each volume, so authorized to be contracted for, and also delivered free to any other purchaser at any point within this state.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Adopted March 19, 1889.

[House Joint Resolution No. 67.]

JOINT RESOLUTION

To authorize the binding of 600 copies of the adjutant g

Be it resolved by the General Assembly of the State of pervisor of public printing be and is hereby directed t in cloth, six hundred (600) copies of the annual rep general of the state for the year 1888.

ELBERT
Speaker of the Hou
THE
President pr

Adopted March 29, 1889.

[House Joint Resolution No. 85.]

JOINT RESOLUTION

Relative to authorizing the commissioner of railroads and teleg railroad maps to be printed.

Be it resolved by the General Assembly of the State of tion to the railroad maps of Ohio, authorized to be pri of the Revised Statutes, as amended, the commission telegraphs be and he is hereby authorized to have prin additional maps, one thousand of which shall be mou and one thousand bound in pocket edition; provided, additional maps shall not exceed seven hundred dollar be paid out of the printing fund; and provided furth tional maps, each member shall receive twelve copies, shall be distributed by the commissioner.

ELBERT
Speaker of the Hou
THE
President p

Adopted March 29, 1889.

[House Joint Resolution No. 87.]

JOINT RESOLUTION

Requesting the secretary of state to return H. B.

Resolved by the General Assembly of the State of Ohio, of state is hereby requested to return to the house of

B. No. 935, by Mr. Bird, for the purpose of correcting an error resulting from incorrectly re-engrossing said bill.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Adopted March 29, 1889.

[House Joint Resolution No. 72.]

JOINT RESOLUTION

Relative to the transfer of inmates of northwestern hospital for the insane to the Toledo asylum for the insane.

Be it resolved by the General Assembly of the State of Ohio, That all persons now detained at the northwestern hospital for the insane who are proper subjects for admission and treatment at the Toledo asylum, shall be transferred to the same and the proper officers of said Toledo asylum are hereby authorized and directed to take control and assume care of such insane persons.

This resolution shall take effect on its adoption.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Adopted April 2, 1889.

[Senate Joint Resolution No. 62.]

JOINT RESOLUTION

Granting certain authority to the trustees of the Ohio state university.

Resolved by the General Assembly of the State of Ohio, That the trustees of the Ohio state university are hereby authorized and empowered to give consent to the laying of a double track between Chittenden avenue and Hudson street, along North High street, in the city of Columbus, by the Columbus Consolidated Street Railroad Company.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
WM. C. LYON,
President of the Senate.

Adopted April 3, 1889.

JOINT RESOLUTION

Providing for a roster of all marines connected in the war of the rebellion.

Resolved by the General Assembly of the State of Ohio, That the roster commission created by joint resolution adopted March 15, 1884, are hereby authorized and directed to include in said publication a complete roster of all officers and men from the state of Ohio, who served in the United States navy or marine corps during the war of the rebellion.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Adopted April 3, 1889.

[Senate Joint Resolution No. 61.]

JOINT RESOLUTION

Relating to furnishing a copy of revised statutes to state commissioner [of] common schools.

Be it resolved by the General Assembly of the State of Ohio, That the secretary of state is hereby authorized and directed to furnish to the state commissioner of common schools one set of the latest edition of the revised statutes of Ohio, for use in school commissioner's office.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Adopted April 3, 1889.

[Senate Joint Resolution No. 59.]

JOINT RESOLUTION

Extending the right hand of fellowship, on behalf of the state of Ohio, to the states recently admitted into the Union.

WHEREAS, North Dakota, South Dakota, Montana and Washington territories have recently been admitted as states into the Union, by act of congress; therefore, be it

Resolved by the General Assembly of the State of Ohio, That the 68th general assembly of the state of Ohio hereby express their good wishes and approval, and extend to our sister states the right hand of fellowship of the state of Ohio.

Resolved, That the governor is hereby instructed to send a copy of this resolution to the official authorities of each of those newly admitted states.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Adopted April 3, 1889.

[House Joint Resolution No. 70.]

JOINT RESOLUTION

Authorizing the trustees of the institution for feeble-minded youth to make investigations relative to purchasing land, and report the same to the governor.

Resolved by the General Assembly of the State of Ohio, That the trustees of the institution for feeble-minded youth be and they are hereby authorized to examine and report to the governor at as early a day as practicable, as follows:

First. Whether, in the judgment of said trustees, it is expedient to provide for the custodial care, by the state, of all idiotic paupers other than those provided for in said institution, on a farm to be purchased by the state for such purposes, instead of leaving the care of them to the county infirmaries.

Second. Whether such a farm can be purchased suitable for the purpose, consisting of not less than five hundred acres or more than seven hundred acres, within a convenient distance from said institution, and at what cost per acre; securing to the state, if practicable, the right to purchase such premises at the option of the general assembly; within a reasonable time to be stipulated.

Third. The probable cost of providing suitable buildings and improvements for the accommodation of said persons so to be cared for, including furniture and equipments for the same, and to what extent, in their judgment, the inmates of such an establishment for the custodial care of such idiots may be expected to be self-supporting, and to defray a part of the cost of such farm and other expenditures.

Fourth. What will be the probable annual cost per capita of sustaining said inmates independently of their earnings, and including all salaries, wages, expense of administration and contingent expenses.

Fifth. Could the trustees and superintendent of the institution for feeble-minded youth, without serious inconvenience and satisfactorily take charge of, and conduct such an establishment for the custodial care of idiot paupers as a department of the present institution, if authorized by law so to do.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Adopted April 6, 1889.

[House Joint Resolution No. 83.]

JOINT RESOLUTION

Requesting the congress of the U. S. to enact a law, giving criminal jurisdiction over that strip of country lying con tory and known as "The Neutral Strip" or "No Man's Lan

WHEREAS, There is a strip of territory within th United States and lying contiguous to Indian terri Neutral Strip" or "No Man's Land," and the same h and held to be without the criminal jurisdiction o courts in the United States; and

WHEREAS, Said "Neutral Strip" has been, and i to be, the scene of many murderous [murders], and citizens of the United States, and the same is a resor for murderers and other criminals fleeing from justi

Be it resolved by the General Assembly of the Sta senators in congress be instructed, and our repres requested to favor, and secure if possible the sp law that will give to some federal, state or terri criminal jurisdiction over this said "Neutral St Land" and power to punish crimes that have been committed therein.

Resolved, That the governor be requested to tra resolutions to each of our senators and representativ

ELBERT
Speaker of the H

Adopted April 6, 1889.

[Senate Joint Resolution No. 53.]

JOINT RESOLUTION

Proposing amendments to the constitution of the state of Oh tionment, to be known as amendment N

AMENDMENT NO. 2.

SECTION 1. *Be it resolved by the General Assemb* That a proposition shall be submitted to the electo first Tuesday after the first Monday in November, 1 1 to 11, inclusive, of article XI, of the constitution they shall read as follows:

ARTICLE XI.

Sec. 1. The apportionment for members of shall be made every ten years, prior to the first el

the general assembly in each decennial period, in the manner herein provided.

Sec. 2. During the month of February prior to the first election for members of the general assembly, in each decennial period, the members of the senate and house of representatives representing the two leading political parties respectively, shall meet in separate bodies, and each of said bodies shall designate two electors, who shall forthwith be appointed by the governor, and such four electors so designated and appointed shall constitute a commission, who shall ascertain and determine the ratio of representation for members of the house of representatives and senators, the number of representatives to which each county is entitled, and the boundaries of each senatorial district. Should any vacancy occur in such commission, the senators of the party making the original designation shall, within ten days thereafter, designate an elector to fill such vacancy, and he shall forthwith be appointed by the governor.

Sec. 3. The population of the state, as ascertained by the preceding federal census, or in such other manner as the general assembly shall direct, shall be divided by the number "one hundred and ten," and the quotient shall be the ratio of representation in the house of representatives for the ten years succeeding such apportionment.

Sec. 4. Each county shall be entitled to at least one representative; each county containing such ratio, and one-half over, shall be entitled to two representatives; each county containing two and one-half times such ratio shall be entitled to three representatives, and so on.

Sec. 5. Each county entitled to more than one representative shall be divided by such commission into as many districts as there are representatives apportioned to such county; and one representative shall be chosen from each district.

Sec. 6. Each representative district, in counties entitled to more than one representative, shall be composed of compact territory, bounded by ward or township lines, and as nearly equal in population as practicable; and each of such districts shall be numbered.

Sec. 7. The state shall be divided into not less than thirty-five nor more than forty senatorial districts, as herein provided, and each district shall choose one senator.

Sec. 8. The ratio for a senator shall be ascertained by dividing the population of the state by the number "thirty-five."

Sec. 9. Each senatorial district shall be composed of compact territory, as nearly equal in population as practicable, and except as to districts in counties entitled to two or more senators, shall be bounded by county lines.

Sec. 10. Each county having a population equal to three-fourths of one senatorial ratio shall constitute a senatorial district. Each county having a population equal to one senatorial ratio, and one-half over, shall be divided into two senatorial districts. Each county having a population equal to two and one-half ratios shall be divided into three senatorial districts, and so on; but no ward or township shall be divided in the formation of a senatorial district.

Sec. 11. The apportionment so made for members of the general assembly shall be reported to the governor, by such commission, within three months after their appointment, and the same shall be published in such manner as shall be provided by law.

SECTION 2. At such election those electors desiring amendment shall have placed upon their ballots the w single districts—Yes," and those opposed to such amen placed upon their ballots the words "Legislative single

ELBERT L.
Speaker of the Hous
THEO
President pr

Adopted April 9, 1889.

[Senate Joint Resolution No. 52.]

JOINT RESOLUTION

Proposing an amendment to the constitution of the state of Ohio, known as amendment No. 1.

AMENDMENT NO. 1.

SECTION 1. *Be it resolved by the General Assembly of* That a proposition shall be submitted to the electors of first Tuesday after the first Monday in November, 1889, 2, of article XII, of the constitution of the state of Ohi read as follows:

ARTICLE XII.

Sec. 2. The general assembly shall provide for the for the support of the state and local governments; b uniform on the same class of subjects. Burying groun houses, houses used exclusively for public worship, insti public charity, public property used exclusively for an and personal property to an amount not exceeding in va dollars for each individual, may, by general laws, be exe tion; and the value of all property so exempted shall, f be ascertained and published, as may be directed by law.

SECTION 2. At such election those electors desiring amendment may have placed upon their ballots the amendment—Yes," and those opposed to such amend placed upon their ballots the words "Taxation amendm

SECTION 3. This amendment shall take effect on January, 1890.

ELBERT L.
Speaker of the House
THEO.
President pro

Adopted April 9, 1889.

[House Joint Resolution No. 86.]

JOINT RESOLUTION

Relative to reserving riparian rights of the state for fishing purposes.

Be it resolved by the General Assembly of the State of Ohio, That hereafter in all sales of lands by the state of Ohio, such sales shall be made subject to a reservation of riparian rights, for fishing purposes, and that in all deeds of conveyance of all lands hereafter sold, the state shall insert the following condition and reservation, viz: Reserving, however, all riparian rights for fishing purposes.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Adopted April 12, 1889.

[House Joint Resolution No. 91.]

JOINT RESOLUTION

To authorize the adjutant [general] of the state of Ohio to loan tents to O. G. Sherman Post of the G. A. R. at Westboro, Ohio.

Be it resolved by the General Assembly of the State of Ohio, That the adjutant general of the state of Ohio be and he is hereby authorized to loan (50) fifty tents to the O. G. Sherman G. A. R. Post of Westboro, Clinton county, Ohio, for a term of 10 days, to be used by them in a reunion of the 47 Ohio regiment to be held in the year 1889.

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Adopted April 12, 1889.

[Senate Joint resolution No. 65.]

JOINT RESOLUTION

Relating to one set of Revised Statutes to be furnished to reporter of the supreme court by the secretary of state.

Resolved by the General Assembly of the State of Ohio, That the secretary of state be and he is hereby authorized and directed to furnish to the reporter of the supreme court of the state one set of the Revised Statutes.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Adopted April 12, 1889.

[House Joint Resolution No. 92.]

JOINT RESOLUTION

Requesting secretary of state to return H. B. 1098.

Resolved by the General Assembly of the State of Ohio, That the secretary of state is hereby requested to return to the house of representatives H. B. No. 1098, by Mr. Holmes, for the purpose of correcting an error resulting from incorrectly re-engrossing said bill.

E. L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Adopted April 13, 1889.

[House Joint Resolution No. 78.]

JOINT RESOLUTION

Relative to printing the bulletins of the Ohio agricultural experiment station.

Be it resolved by the General Assembly of the State of Ohio, That the bulletins of the Ohio agricultural experiment station shall be printed under direction of the supervisor of public printing, and paid for out of the appropriation for state printing; said bulletins to be printed in advance of other matter, except the crop reports of the state board of agriculture; provided, that the average monthly edition of such bulletins shall not exceed 15,000 copies; that the total number of pages in such bulletins, and the annual report of the station shall not exceed 400 in any one year; and that the annual report of the station only shall be included in the annual report of the state board of agriculture; and provided, further, that the total aggregate expense for printing, binding and paper under this resolution shall not exceed the expense now incurred by the state for printing, binding and paper for said station.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
THEO. F. DAVIS,
President pro tem. of the Senate.

Adopted April 13, 1889.

[Senate Joint Resolution No. 55.]

JOINT RESOLUTION

Proposing amendments to the constitution of the state of Ohio, providing for biennial elections, to be known as amendment No. 4.

AMENDMENT NO. 4.

SECTION 1. *Be it resolved by the General Assembly of the State of Ohio*, That propositions shall be submitted to the electors of this state on the

first Tuesday after the first Monday in November, 1889, to amend section 25 of Article II, section 18 of Article III, sections 2, 6, 7, 9, 10, 12, 13 and 16, and to create section 11 of Article IV, section 12 of Article VIII, sections 2 and 4 of Article X, and section 3 of Article XVI, of the constitution of the state of Ohio, so they shall read as follows:

ARTICLE II.

Sec. 25. The regular session of each general assembly shall commence on the first Monday of January next after it is chosen.

ARTICLE III.

Sec. 18. Whenever the office of secretary of state, auditor of state, treasurer of state, or attorney general becomes vacant, for any of the causes mentioned in section 15 of this article, the governor shall fill the vacancy by appointment for the residue of the term, or until the disability is removed.

ARTICLE IV.

Sec. 2. The supreme court shall, until otherwise provided by law, consist of five judges, a majority of whom, competent to sit, shall be necessary to form a quorum or pronounce a decision, except as herein provided. It shall have original jurisdiction in quo warranto, mandamus, habeas corpus, and procedendo, and such appellate jurisdiction as may be provided by law. The judges of the supreme court shall be elected by the electors of the state at large, and for such term of even years as may be provided by law. Whenever the number of such judges is increased, the general assembly may authorize the court to organize divisions thereof, not exceeding three, each division to consist of an equal number of judges; and such an assignment of cases shall be made to each division as a majority of all the judges may direct. A majority of each division shall be necessary to form a quorum; but whenever all the judges hearing a case in any division shall not concur in a decision, or whenever a case involves the constitutionality of a statute, or the construction of the constitution of this state or of the United States, it shall be reserved to the whole court for decision.

Sec. 6. The state shall be divided into judicial circuits of compact territory, bounded by county lines, in each of which the same number of circuit judges, residing therein, shall be elected by the electors thereof, and for such term of even years as may be provid by law. The circuit court shall be composed of such number of judges as may be provided by law, and shall be held in each county at least once in each year; and more than one court may be held at the same time in any circuit. A circuit judge may be assigned to hold court in any circuit. The circuit court shall have the same original jurisdiction as the supreme court, and such appellate jurisdiction as may be provided by law.

Sec. 7. A probate court shall be established in each county, which shall be a court of record, open at all times, and held by one judge, elected by the electors of the county, whose term of office shall be four years, and who shall receive such compensation, payable out of the county treasury, or by fees, or both, as may be provided by law.

Sec. 9. Justices of the peace shall be elected by the electors in each township, on the first Tuesday after the first Monday in November in the

odd years, and their powers and duties shall be prescribe
terms of office shall be four years, and shall commence
January next after their election. Vacancies occurring
be filled by appointment until the first day of Janua
election for township officers.

Sec. 10. All judges, other than those provided for in
shall be elected by the electors of the judicial district fo
be created, but not for a longer term than six years.

Sec. 11. The judges of the several courts provided
tution shall be elected in the even years, on the first Tue
Monday in November, and their terms of office, whethe
term, or to fill a vacancy, shall commence on the first da
after their election.

Sec. 12. The judges of the common pleas courts s
in office, in the district for which they are elected, and t
shall be six years.

Sec. 13. Whenever the office of a judge of any cou
this constitution becomes vacant before the expiratio
which he was elected, the governor shall fill the vacanc
until a successor is elected and qualified; and such succ
sen for the unexpired term, at the first election for mem
assembly held more than thirty days after the vacancy

Sec. 16. The clerk of the common pleas court of
by virtue of his office, be clerk of all the courts of reco
the supreme court; but the general assembly may auth
the probate court to perform the duties of clerk of such
X, § 2.]

ARTICLE VIII.

Sec. 12. So long as the state shall have public wo
superintendence, there shall be a board of public works,
members, and whose term of office shall be for such nu
as may be provided by law.

ARTICLE X.

Sec. 2. County officers shall be elected in the even
Tuesday after the first Monday in November, by the elect
in such manner, and for such term of even years, as ma
law. When a vacancy occurs in a county office it sha
pointment for the remainder of the term.

Sec. 4. Township officers, and elective municipa
elected in the odd years, on the first Tuesday after th
November, by the electors of each township or municip
ner, and for such term of even years, as may be provide
a vacancy occurs in a township or municipal office it sh
pointment for the remainder of the term.

ARTICLE XVI.

Sec. 3. At the general election to be held in the
eight hundred and ninety-two, and in each twentieth y
question "Shall there be a convention to revise, alter,

stitution," shall be submitted to the electors of the state, and, in case a majority of all the electors voting at such election decide in favor of a convention, the general assembly, at its next session, shall provide, by law, for the election of delegates, and the assembling of such convention, as is provided in the preceding section; but no amendment of this constitution, agreed upon by any convention assembled in pursuance of this article, shall take effect until the same shall have been submitted to the electors of the state, and adopted by a majority of those voting thereon.

SCHEDULE.

SECTION 2. The governor, lieutenant governor, treasurer of state, and attorney general, chosen on the first Tuesday after the first Monday in November, 1889, shall hold their offices until the second Monday in January, 1893; and the members of the sixty-ninth general assembly shall hold their offices until the first day of January, 1893. The term of office of the auditor of state in office when this amendment takes effect shall terminate on the second Monday in January, 1893.

SECTION 3. The terms of office of the judges of the supreme court which would, but for this amendment, have terminated on the ninth day of February, in the years 1891, 1892, 1893, 1894, 1895, 1896, 1897, and 1898, shall, respectively, terminate on the first day of January, in the years 1891, 1893, 1895, 1897, 1899, 1901, 1903, and 1905; and their respective successors shall be chosen on the first Tuesday after the first Monday in November preceding the expiration of their terms of office.

SECTION 4. The terms of office of the several judges of the circuit court which would, but for this amendment, have terminated on the ninth day of February, in the years 1891, 1893, and 1895, shall, respectively, terminate on the first day of January, in the years 1891, 1893, and 1895; and their respective successors shall be chosen on the first Tuesday after the first Monday in November preceding the expiration of their terms of office.

SECTION 5. The present terms of office of the several judges of the probate court shall terminate on the first day of January, 1891, and their successors shall be chosen on the first Tuesday after the first Monday in November, 1890.

SECTION 6. The terms of office of the several judges of the common pleas court in office when this amendment takes effect shall terminate on the first day of January of the odd year, and those of the superior courts in the even year, nearest the time when their respective terms of office would, but for this amendment, have terminated; and their respective successors shall be chosen on the first Tuesday after the first Monday in November preceding the expiration of their respective terms of office.

SECTION 7. The judges of the several courts, and all state, county, township, and municipal officers, in office when this amendment takes effect, shall continue in office until their successors are elected and qualified.

SECTION 8. At such election those electors desiring to vote for such amendment may have placed upon their ballots the words "Biennial elections—Yes," and those opposed to such amendment may have placed upon their ballots the words "Biennial elections—No."

NOAH H. ALBAUGH,
Speaker pro tem. of the House of Representatives.

WM. C. LYON,
President of the Senate.

Adopted April 15, 1889.

[House Joint Resolution No. 82.]

JOINT RESOLUTION

Relative to sine die adjournment of the 68th General Assembly.

Resolved by the General Assembly of the State of Ohio, That the 68th General Assembly shall adjourn, *sine die*, on Monday, the 15 day of April, at 12 o'clock.

ELBERT L. LAMPSON,
Speaker of the House of Representatives.
WM. C. LYON,
President of the Senate.

Adopted April 15, 1889.

State of Ohio, Office of the Secretary of State, ss:

I, Daniel J. Ryan, as Secretary of State of the State of Ohio, do hereby certify that the foregoing acts and joint resolutions were printed under and by the authority of the General Assembly of said State, and that the same are true copies, copied from the original rolls on file in this office, of the acts passed and the joint resolutions adopted by the Sixty-eighth General Assembly of the State of Ohio, at its adjourned session, begun and held in the city of Columbus, January 8, 1889, and ended April 15, 1889.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name, and affixed my Official Seal, at Columbus, the 12th day of August, 1889.

DANIEL J. RYAN,
Secretary of State.

[SEAL.]

Times of Holding the Circuit Courts and Courts of Common Pleas in Ohio in 1889.

Counties.	County seats.	Circuits.	Circuit Courts.	Districts.	Subdivisions.	Common Pleas Courts.
Adams	West Union	4	April 4, Nov. 20	5	1	Jan. 15, April 23, Oct. 1.
Allen	Lima	3	June 4, Dec. 10	3	1	Feb. 11, May 13, Nov. 11.
Ashland	Ashland	5	April 9, Nov. 12	6	2	April 2, Sept. 2, Dec. 2.
Ashtabula	Jefferson	7	Feb. 19, Oct. 15	9	2	Jan. 14, March 25, Oct. 28.
Athens	Athens	4	January 24, Oct. 1	7	3	Feb. 11, April 29, Nov. 11.
Auglaize	Wapakoneta	3	May 6, October 21	3	1	Jan. 7, April 8, Sept. 9.
Belmont	St. Clairsville	7	June 4, Dec. 10	8	2	Feb. 5, May 7, Oct. 14.
Brown	Georgetown	4	April 10, Nov. 25	5	1	Jan. 29, May 2, Oct. 15.
Butler	Hamilton	1	April 8, October 7	2	1	Jan. 14, May 6, Oct. 14.
Carroll	Carrollton	7	Jan. 22, Sept. 25	9	1	Feb. 4, May 27, Nov. 11.
Champaign	Urbana	2	April 22, Oct. 28	2	2	Jan. 7, May 6, Oct. 14.
Clarke	Springfield	2	June 3, Dec. 5	2	3	Jan. 7, May 6, Oct. 7.
Clermont	Batavia	1	April 1, October 1	5	1	Jan. 15, May 8, Oct. 8.
Clinton	Wilmington	1	April 29, Oct. 28	2	3	Jan. 7, May 13, Oct. 7.
Columbiana	New Lisbon	7	Jan. 15, Sept. 19	9	1	Feb. 4, May 6, Oct. 7.
Coshocton	Coshocton	5	April 23, Nov. 26	6	3	Jan. 15, April 2, Sept. 9.
Crawford	Bucyrus	3	March 5, October 8	10	2	Jan. 2, April 8, Sept. 16.
Cuyahoga	Cleveland	8	Jan. 8, Oct. 28	4	3	Jan. 7, April 3, Sept. 23.
Darke	Greenville	2	April 29, Nov. 11	2	1	Jan. 7, May 6, Oct. 7.
Defiance	Defiance	3	Feb. 19, Sept. 10	3	2	Jan. 7, April 8, Oct. 7.
Delaware	Delaware	5	May 28, Dec. 17	6	1	Jan. 7, April 8, Sept. 23.
Erie	Sandusky City	6	Feb. 5, Nov. 12	4	1	Feb. 4, May 20, Nov. 11.
Fairfield	Lancaster	5	Jan. 8, Sept. 10	7	1	Jan. 21, April 15, Oct. 14.
Fayette	Washington C. H.	2	May 20, Nov. 25	5	2	Jan. 14, April 8, Oct. 7.
Franklin	Columbus	2	Jan. 7, Sept. 16	5	3	Jan. 7, April 8, Sept. 16.
Fulton	Wauseon	6	May 20, October 25	3	3	March 11, June 3, Nov. 18.
Gallia	Gallipolis	4	Feb. 27, Oct. 28	7	3	Jan. 15, April 2, Sept. 17.
Geauga	Chardon	7	Feb. 12, October 1	9	3	Jan. 7, April 8, Oct. 28.
Greene	Xenia	2	March 11, Sept. 30	2	3	Jan. 14, May 6, Oct. 7.
Guernsey	Cambridge	7	May 31, Dec. 5	8	1	Feb. 5, April 23, Oct. 16.
Hamilton	Cincinnati	1	Jan. 7, Nov. 11	1		Jan. 7, April 1, July 1, Oct. 7.
Hancock	Findlay	3	April 16, Nov. 19	10	1	Jan. 14, April 8, Sept. 23.
Hardin	Kenton	3	May 14, Dec. 3	10	1	Feb. 25, May 20, Nov. 11.
Harrison	Cadiz	7	May 21, Nov. 26	8	3	Jan. 8, March 26, Sept. 3.
Henry	Napoleon	3	April 2, Nov. 14	3	3	Jan. 7, April 8, Oct. 14.
Highland	Hillsborough	4	April 23, Dec. 2	5	2	Feb. 25, May 20, Nov. 18.
Hocking	Logan	4	Feb. 7, Oct. 10	7	1	Feb. 11, May 13, Oct. 28.
Holmes	Millersburgh	5	April 16, Nov. 19	6	3	Feb. 18, May 7, Nov. 19.
Huron	Norwalk	6	Jan. 7, Oct. 28	4	1	Feb. 4, May 27, Sept. 16.
Jackson	Jackson	4	June 4, Dec. 20	7	2	March 11, May 20, Nov. 11.
Jefferson	Steubenville	7	May 14, Nov. 19	8	3	Feb. 5, April 24, Oct. 1.
Knox	Mt. Vernon	5	Feb. 26, Oct. 15	6	1	Feb. 12, May 14, Nov. 12.
Lake	Painesville	7	Jan. 29, Oct. 4	9	3	Feb. 18, May 20, Nov. 25.
Lawrence	Ironton	4	March 7, Nov. 8	7	2	Feb. 19, April 30, Nov. 13.
Licking	Newark	5	March 5, Oct. 22	6	1	Jan. 7, April 22, Sept. 16.
Logan	Bellefontaine	3	March 19, Oct. 15	10	3	Jan. 14, April 15, Sept. 16.
Lorain	Elyria	8	May 14, Oct. 8	4	2	Feb. 4, May 6, Nov. 4.
Lucas	Toledo	6	March 4, Sept. 18	4	1	Jan. 7, April 8, Oct. 7.
Madison	London	2	March 25, Oct. 9	5	3	Feb. 19, June 3, Nov. 6.
Mahoning	Youngstown	7	March 19, Oct. 22	9	2	Jan. 7, May 6, Sept. 16.
Marion	Marion	3	Jan. 15, Sept. 18	10	2	Feb. 11, May 6, Oct. 21.
Medina	Medina	8	May 28, Oct. 22	4	2	Jan. 7, April 1, Oct. 7.
Meigs	Pomeroy	4	Feb. 19, Oct. 22	7	3	Jan. 7, April 8, Sept. 16.
Mercer	Celina	3	Jan. 28, Sept. 30	3	1	Feb. 25, June 3, Nov. 11.
Miami	Troy	2	April 2, Oct. 14	2	2	Jan. 14, May 6, Oct. 7.
Monroe	Woodsfield	4	March 27, Sept. 19	8	2	Jan. 7, April 15, Sept. 23.
Montgomery	Dayton	2	June 17, Dec. 16	2	2	Jan. 7, May 6, Oct. 14.
Morgan	McConnelsville	5	April 2, Nov. 5	8	1	March 4, June 3, Sept. 30.
Morrow	Mt. Gilead	5	May 14, Dec. 10	6	2	Feb. 11, May 6, Oct. 14.
Muskingum	Zanesville	5	March 19, Oct. 29	8	1	Jan. 7, April 8, Nov. 11.
Noble	Caldwell	7	May 28, Dec. 3	8	1	Jan. 8, April 2, Sept. 24.
Ottawa	Port Clinton	6	June 18, Dec. 2	4	1	Jan. 7, April 25, Sept. 16.
Paulding	Paulding	3	March 25, Nov. 11	3	2	Feb. 11, May 6, Sept. 9.
Perry	New Lexington	5	May 7, Sept. 18	7	1	Jan. 7, May 20, Sept. 30.
Pickaway	Circleville	4	May 1, Dec. 5	5	3	Jan. 2, April 22, Sept. 16.
Pike	Waverly	4	May 23, Dec. 17	7	2	Jan. 14, April 8, Sept. 16.
Portage	Ravenna	7	March 12, Nov. 6	9	2	Jan. 7, May 6, Sept. 16.
Preble	Eaton	2	May 14, Nov. 19	2	1	Feb. 11, June 3, Nov. 25.
Putnam	Ottawa	3	April 9, Oct. 23	3	3	Feb. 4, May 6, Sept. 9.
Richland	Mansfield	5	Jan. 15, Sept. 24	6	2	April 2, Sept. 2, Dec. 2.
Ross	Chillicothe	4	May 9, Dec. 11	5	2	Jan. 14, April 8, Oct. 7.
Sandusky	Fremont	6	June 4, Dec. 16	4	1	Jan. 7, April 22, Nov. 4.
Scioto	Portsmouth	4	March 14, Nov. 13	7	2	Jan. 14, March 25, Sept. 16.
Seneca	Tiffin	3	May 21, Dec. 17	10	1	Jan. 14, April 8, Sept. 23.
Shelby	Sidney	2	April 16, October 23	3	1	Jan. 7, April 15, Sept. 30.

TIMES OF HOLDING THE CIRCUIT COURTS AND COURTS OF COMMON PLEAS, ETC.—Concluded.

Counties.	County seats.	Circuits.	Circuit Courts.	Districts.	Subdivisions.	Common Pleas Courts.
Stark	Canton	5	Feb. 12, Oct. 8	9	1	Jan. 7, May 6, Oct. 7.
Summit	Akron	8	April 15, Sept. 18	4	2	Jan. 7, May 6, Sept. 2.
Trumbull	Warren	7	April 30, Nov. 11	9	2	Feb. 11, May 27, Oct. 14.
Tuscarawas	New Philadelphia	5	April 30, Dec. 8	8	3	Jan. 15, April 16, Sept. 17.
Union	Marysville	3	Jan. 22, Sept. 24	10	3	March 4, May 27, Nov. 4.
Van Wert	Van Wert	3	Feb. 5, Oct. 3	3	1	Jan. 28, May 6, Oct. 7.
Vinton	McArthur	4	Feb. 13, Oct. 15	7	2	Feb. 4, April 29, Oct. 7.
Warren	Lebanon	1	April 22, Oct. 21	2	3	Feb. 4, May 13, Nov. 11.
Washington	Marietta	4	Jan. 15, Sept. 23	7	3	Feb. 4, May 6, Oct. 14.
Wayne	Wooster	5	Jan. 29, Oct. 1	6	3	March 4, Sept. 9, Nov. 25.
Williams	Bryan	6	May 13, Nov. 25	3	2	March 11, June 10, Nov. 7.
Wood	Bowling Green	6	May 27, Dec. 9	10	1	Feb. 25, May 20, Nov. 11.
Wyandot	Upper Sandusky	3	Feb. 12, Sept. 26	10	2	March 11, June 3, Nov. 18.

THE STATE OF OHIO,
OFFICE OF THE SECRETARY OF STATE.

I, DANIEL J. RYAN, as Secretary of State of the State of Ohio, do hereby certify that the foregoing is a correct statement of the times of holding the Circuit Courts and Courts of Common Pleas in the several counties of the State of Ohio, in the year 1889, taken from the official lists returned by the judges of said courts to this office, as amended by acts of the Sixty-eighth General Assembly, passed at its adjourned session.

WITNESS my hand and official seal, this 12th day of August, A. D. 1889.

[SEAL.]

DANIEL J. RYAN,
Secretary of State.

INDEX TO GENERAL ACTS.

ACTION—(See *Civil Procedure.*) PAGE.
may be maintained against owner or lessee of abandoned gas well for neglect 49
for wages; limitation of 145
limitation of for recovery of realty 300
ADJUTANT-GENERAL—
authorized to purchase arms for cadet battalion Ohio soldiers' and sailors' orphans' home 173
ADMINISTRATION OF ESTATES—
proceedings when property concealed or embezzled; judgment of court 178
ADULTERATED WINE—
unlawful to manufacture or sell 96
ADVERTISEMENT—
inviting proposals for use of public moneys 44, 45
of forfeited and delinquent list; fees for 142
AFRICAN DESCENT—
insurance companies must not discriminate against persons of 163
AGENTS—
of insurance companies to make returns of gross premium receipts to county auditor 274
AGRICULTURE—
Ohio state board empowered to issue bonds 144
AGRICULTURAL SOCIETY—
trustees may construct sidewalk along public road 33
when county commissioners may assist in purchasing or leasing site 69
board of managers; election, qualification, term, etc 113
AKRON—(See *Summit County.*)
creating depositary in for public moneys 80
ALLEN COUNTY—
surveyor to do all work for county as engineer and surveyor 277
ALLEN, J. R.—
governor to execute deed to 227
ANDREWS RAILROAD RAIDERS—
appropriation for monument 122
APPRAISEMENT—
of real property 50
powers and duties board of equalization 191
assessors to return fact if parties refuse to swear 190

PAGE.

APPROPRIATIONS—
for legislative expenses, and salary clerk supreme court 6
for common schools 30
partial 36
for relief Lucien B. Collins 46
for temporary equipment Ohio State University 47
for chemical laboratory at " " " 69
for contingent expenses senate 76
for relief Delia S. Kelsey 99
to pay funded and irreducible debt and expenses sinking fund commissioners 100
for monument for Andrews railroad raiders 122
to pay liabilities incurred by Frederick Blenkner 130
for arms for cadet battalion, Ohio soldiers' and sailors' orphans' home 173
to pay transportation of children of Ohio soldiers' and sailors' orphans' home to Ohio centennial 207
for relief of Frank Welsh 216
Elizabeth Grisso 237
for geological survey of Ohio 262
for Mrs. J. M. Wheaton 263
general 303–317
for legislative expenses 322
additional for Wilberforce university 392
deficiency 393–405

APPROPRIATION OF PROPERTY—
when execution of order may be suspended 144

AQUEDUCT—
board public works authorized to construct across Wolf creek, in Summit county 170

ARMORIES—
providing for use of in certain cities 243

ARMS—
for cadet battalion, Ohio soldiers' and sailors' orphans' home 173

ARSON—
crime defined; penalty 3

ARTICLES OF INCORPORATION—
what to contain 224

ASSESSMENTS—
rules of 15
annual board of equalization 191, 192
limitation of in certain cities 198
how paid in certain cities 214
proceedings as to in certain cities 241
for improvements through or by public property; how levied and paid 348
for construction of sewers in certain cities; how made and how paid 361
of increased water rents for maintenance of water-works 364
how made for cleaning ditches 371

ASSESSMENT OF PROPERTY—
assessor to administer oath 162

ASSESSORS—
duty of in relation to assessment of new structures 91
bond of 91
must administer oath 162
when parties refuse to swear, to return fact 190

ASSIGNMENTS—(See *lien, dower, mortgage.*) PAGE
preferred claims in 202
ATTORNEY-GENERAL—
fees of in addition to salary 196
to approve articles of incorporation of savings and loan associations..... 270
to prepare leases of canal lands..... 272
to bring actions for canal commissioners for recovery of canal lands..... 272
AUDITOR—(See *County Auditor.*)
AUDITOR OF STATE—
duty as to Virginia military lands sold..... 93
certificate of semi-annual settlement to be made to by county auditor 160
accounts of ministerial fund..... 205
BAIL—
for costs before probate court 172
BALLOTS—
defining how shall be printed or written..... 245
BALLOT BOXES—
sheriff to prepare in Hamilton county 260
BANKS—
proposals from for use of public money..... 44, 45
BAROMETER—
in mines, penalty for injuring 301
BARREL—
contents of..... 53
BLENKNER, FREDERICK—
appropriation to pay liabilities incurred by..... 130
BOARD OF ALDERMEN—
to be elected in certain cities 277, 278
how constituted and elected in Cincinnati..... 277
BOARD OF CONTROL—
organization of; duties, etc..... 298
BOARD OF DIRECTORS—
university of Cincinnati; how appointed 293
BOARD OF EDUCATION—
may authorize the use of school houses for singing schools, religious exercises, etc..... 11
may construct sidewalk along public road..... 33
prohibited from receiving bribes for adoption of text-books in schools 207
members prohibited from voting for near relatives for teachers..... 208
in certain cities to levy taxes for university purposes..... 210, 211
action to dissolve joint sub-districts 211, 212
payment of local funds to in certain cities 232
to employ truant officers 335
when may suspend compulsory education act 337
regular and special meetings of..... 346
BOARD OF ELECTIONS—
when city board shall act as county board in certain counties..... 258
duties of; compensation 259, 260, 286
how constituted in certain cities 282
to appoint ballot distributors in certain cities 329

	PAGE
BOARD OF EQUALIZATION—(*Annual.*)	
powers and duties	191
how constituted and organized; compensation of members	192
BOARD OF FIRE COMMISSIONERS—	
control of fire department in certain cities vested in	54
established in certain cities	278
BOARD OF IMPROVEMENTS—	
established by council in certain cities	278
duties of in Cincinnati to devolve upon board of city commissioners	278
BOARD OF MANAGERS—	
agriculture society of Miami county	113
BOARD OF PUBLIC AFFAIRS—	
created in Hamilton	16
in certain cities authorized to construct sewers	129
to repair sidewalks	167
in certain cities authorized to improve streets and highways	204
duty as to sewer funds in certain cities	214
certain cities authorized to establish	246
powers and duties of in certain cities	297
authorized to construct sewers in streets in certain cities	360
BOARD OF PUBLIC WORKS—	
ratifying contract with commissioners of Coshocton county	126
authorized to construct an acqueduct across Wolf creek	170
duty of chief engineer as to canal lands, surveys and plats	270
maps and plats of canal lands; testimony of witnesses to be deposited with	271
divisions; powers	385
BOARD OF REGISTRATION—	
how constituted in certain cities	281
duties; compensation	281
BOARD OF TRUSTEES—	
of firemen's pension fund in certain cities	114
BOARD OF WORK-HOUSE DIRECTORS—	
board of female directors authorized in Cincinnati	221
BONDS—	
to be registered with sinking fund trustees in certain cities	274
BOOKS—	
to be kept by clerk court common pleas	174
BOUNTY—	
for killing woodchuck or ground-hog	158
for re-enlisted veteran volunteers	194
BRIBES—	
to offer for recommending text books, etc., unlawful	207
members of school boards prohibited from receiving	208
penalty	208
offering at primary elections, unlawful	363
penalty	364
for votes of electors or delegates, unlawful	364
penalty	364
prosecution for	364
BRIDGES—	
over street or alley must be certain height	25
drift—against to be removed	28
when guard rails to be erected	100

BRIDGES—Continued— PAGE
construction of in certain cities ... 181
railway over streets; construction of ... 197
BRIDGE COMPANIES—
may purchase real estate for certain purposes ... 25
BUCKET SHOPS—
providing for suppression of ... 12
BUILDINGS—
erection of unsafe, for public uses unlawful ... 381
construction of approaches ... 381
floors, roof, walls, piers, arches, etc ... 382
fire escapes ... 382
penalty for violation of act ... 383
BUILDING PERMITS—
may be granted in certain villages ... 90
BUILDING AND LOAN ASSOCIATIONS—
application of earnings ... 87
what may be provided in constitution and by-laws ... 88
rules for ascertaining surplus profits ... 88
authorized to increase or decrease face value shares ... 132
unlawful use of funds and property, penalty for ... 189
annual report of financial condition by secretary ... 189
dues, payment of; cancellation ... 190
surplus profits, how ascertained ... 228
advertising capital not subscribed or paid in, prohibited ... 228
providing for dissolution or consolidation ... 238
taxation of shares or stock ... 293
BURIAL GROUNDS—
abandoned to be enclosed ... 52
in villages ... 179
BUSHEL—
standard weight of ... 296
CADET BATTALION—
authorizing purchase of arms for, at soldiers' and sailors' orphans' home ... 173
CANALS—(See *canal commission, board of public works.*)
CANAL COMMISSION—
duties and powers of ... 270, 271
may arbitrate and award as to canal land occupants ... 271
may lease lands ... 271
may bring action against occupants of lands ... 272
when may sell lands ... 273
CANAL LANDS—
may be leased ... 271
how appraised ... 271
buildings may be removed from by owners ... 272
leases to be prepared by attorney-general ... 272
conditions of lease ... 272
for what purpose lands may be leased ... 273
when lands may be sold ... 273
CANTON—
council authorized to improve streets ... 279
to provide for board of property owners to enforce contracts ... 280, 281

PAGE

CEMETERIES—
trustees of may construct sidewalk along public road ... 33
abandoned; when to be enclosed ... 52
officers may appoint police ... 254
penalty for violation of rules ... 255

CENTENNIAL EXPOSITION—
state board agriculture authorized to issue bonds to pay debts ... 144

CHILDREN'S HOMES—
trustees may appoint visiting agent; duties ... 340
trustees of different counties may unite ... 340
appointment of trustees; duties ... 384
superintendent, matron, teachers; powers, duties ... 384

CHURCH—
inspection of ... 46

CINCINNATI—(See *Hamilton county.*)
board of equalization ... 191, 192
limitation of assessments for improvements ... 198
board of public affairs to improve streets ... 204
authorized to levy tax to pay interest on bonds for university purposes .. 210, 211
how assessments for sewerage may be paid ... 214
when to be placed on the lists ... 215
authorized to create female board of work-house directors ... 221
police authorized to use armory for certain purposes ... 243
board of elections; duties of ... 258, 259
when to act as county canvassing board ... 259
city bonds to be registered with sinking fund trustees ... 274
board of aldermen; how constituted ... 277
appointment of board of directors university of Cincinnati ... 292
duty of board of public affairs as to construction of trunk sewers ... 297
how council may provide for cost of extending water mains ... 365

CINCINNATI UNIVERSITY—
board of directors; how appointed ... 292

CIRCUIT COURT—
may appoint constables ... 125
annual report of clerk as to fines ... 239
to make list of unclaimed costs ... 239
disposition of unclaimed costs, fees, etc ... 240

CITIES—(See *municipal corporations.*)

CITY COMMISSIONERS—
to act as fire commissioners in Cincinnati ... 278
to perform duties of board of improvements in Cincinnati ... 278

CITY ENGINEER—
to inspect drain tile ... 230

CITY HALL—(See *Cincinnati.*)

CITY TREASURERS—
advance payments may be made to ... 43
payments to by county treasurer ... 168

CIVIC OR RELIGIOUS SOCIETIES—
unlawfully using or wearing insignia of; penalty ... 5

CIVIL PROCEDURE—
action may be maintained against owner or lessee of abandoned gas well, when 49
proceedings in error; limitation ... 167
recovery of realty; limitation ... 300

	PAGE
LERK OF CIRCUIT COURT—	
to make index pending suits and living judgments	26
duty as to fines in criminal cases	239, 240
to make list unclaimed costs	239
CLERK OF COURT—(See *clerk of common pleas.*)	
to make index of pending suits and judgments not dormant	26
duty as to fines in criminal cases	239, 240
CLERK OF COURT OF COMMON PLEAS—	
to make index of pending suits and judgments not dormant	26
duty of as to drawing grand and petit jurors	51
writ of subpœna in criminal cases	77
books to be kept by	174
may procure stationery	174
duties of as to fines in criminal cases	239, 240
to make lists of unclaimed costs in criminal cases	240
compensation of in Cuyahoga county	264
CLERK OF SUPERIOR COURT—	
to make index living judgments and pending suits	26
CLERK OF SUPREME COURT—	
appropriation for	6
CLERKS OF ELECTIONS—	
in village precincts	93
in township precincts, how chosen	94
to make returns of votes on constitutional amendments to secretary of state	321
CLEVELAND—(See *Cuyahoga county.*)	
board of equalization	192
to establish board of fire commissioners	278
board of improvements	278
disposition of surplus water rents	299
board of elections to appoint ballot distributors in voting precincts	329
police pension fund; how constituted and disbursed	349
compensation of police	350
mayor authorized to appoint comptroller	366
regulating loans by savings banks	370
designating rank and pay of police patrol	370
regulating expenditures for certain improvements	392
CLIMER, ISAAC—	
governor to execute deed to	228
COLLEGE—	
how number of trustees may be increased	341
COLLINS, LUCIEN B.	
relief of	46
COLUMBIANA COUNTY—	
how land in may be appropriated for water-works	365
COLUMBUS—(See *Franklin county.*)	
authorized to construct sewers	159
to improve Franklin park	252
COMMISSIONER OF INSURANCE—	
when mutual aid societies to file statements with	89
duty as to mutual insurance associations	379
COMMISSIONS—	
issued by governor	112
COMMON SCHOOLS—(See *schools.*)	

	PAGE
COMMON PLEAS COURT—	
election of judge of in ninth judicial district	103
order in which cases to be heard	109
may appoint constables	125
may appoint stenographers in certain counties	139
to approve appointment of deputy recorder in certain counties	140
when order for appropriation of property may be suspended	144
action in dower cases	184—189
to appoint criminal bailiffs in certain counties	225
law librarian in certain counties	231
to fix compensation	231
election of judge in second judicial circuit	235
annual statement of fines by clerk	239
clerk to make list of unclaimed costs	239
disposition of unclaimed fees, costs, etc	240
salary of clerk in Cuyahoga county	264
when change of venue may be made	363
COMMON PLEAS JUDGE—(See *Common Pleas Court.*)	
election of additional in second judicial district	235
when disqualified to sit	363
COMPTROLLER—	
of Cleveland; how appointed; terms, duties	366
COMPULSORY EDUCATION—	
when act may be suspended	337
CONCURRENT JURISDICTION—	
of probate court	117
CONSPIRACY—	
riotous crime defined	169
CONSTABLES—	
court, duties and compensation	125
may make levy subject to prior levy	264
CONSTITUTIONAL AMENDMENTS—	
to be submitted to vote of people	321
publication of	321
CONSTITUTION AND BY-LAWS—	
of building association; what they may provide	88
CONTEMPT—	
in proceedings in aid of execution	48
CONTRACTOR—	
in Ohio penitentiary, must not employ free labor	58
CORONER—	
fees of	269
salary in lieu of fees in Cuyahoga county	269
CORPORATIONS—(See *municipal corporations.*)	
unlawful use of funds or property prohibited	189
penalty for	189
secretary's annual report	189
payment of dues	190
what articles for should contain	224
surplus profits, how ascertained	228
advertising capital not subscribed and paid prohibited	228
dissolution or consolidation of building and loan associations	238, 239
contracts for sale or lease of certain railroad property to be filed with secretary of state	255

CORPORATIONS—Continued— PAGE
articles of incorporation of savings and loan associations to be approved by attorney-general ... 270
prohibited from employing children under fourteen years of age ... 334
penalty ... 334
authorized to purchase or lease real estate ... 376
COSTS—
when plaintiff must give security for ... 353
COUNCIL—
may grant leave of absence to members of fire department ... 63
duty of as to advancement when in more than one county ... 65
of cities first grade, second class authorized to construct levees ... 102
duty of as to levying tax for intersections ... 119
to levy a tax for street improvement in certain villages ... 147
general licensing powers of ... 164
to repair sidewalks ... 167
may provide by ordinance for improvement or construction of sidewalks in certain villages ... 175
when to divide election precincts ... 177
first meeting of in certain municipalities ... 177
of certain cities may prevent obstruction of streets by railroads ... 212
of certain cities may provide for leave of absence of firemen ... 233
of certain municipalities authorized to purchase land and erect buildings ... 242
to rent real estate or buildings ... 242
of certain cities authorized to build levees ... 246
to issue bonds; levy tax ... 246
of Columbus authorized to borrow money to improve parks ... 252, 253
to appoint trustees for natural gas in Mt. Vernon ... 276
to establish board of improvements in certain cities ... 278
of certain cities authorized to improve streets ... 279—281
duty as to street improvements in certain corporations in Cuyahoga county ... 292
of certain municipalities authorized to improve streets and alleys ... 319
to provide by ordinance for exercise of general powers ... 355—358
COUNTY COMMISSIONERS—
to enclose abandoned burial grounds ... 52
duty of as to report of viewers ... 59
duty of as to certain ditches ... 64
may assist agricultural societies in purchasing site, etc., in certain counties ... 69
to provide a depository for public funds in certain counties ... 70
to erect guard rails on bridges ... 100
duty as to ditches with outlet in adjoining county ... 123
to furnish clerk common pleas court with books and stationery ... 174
duties as to public highways along state lines ... 199
duties as to work house prisoners in certain cities ... 200
authorized to accept land dedicated to public highways ... 217, 218
to issue bonds for proportionate share for improving highways ... 217
to contract with work houses ... 261
duty as to county officers in certain counties ... 265
duty as to employment of county surveyor ... 277
authorized to condemn material for public highway purposes ... 338
allowance for expenses in Cuyahoga county ... 347
duty as to cleaning ditches ... 371
COUNTY DITCHES—
when outlet in adjoining county ... 123
county surveyor to inspect drain tile ... 230

PAGE

COUNTY AUDITOR—
when local treasurer may be advanced funds by ... 43
duty of as to statement upon which building permits issued; when to approve bond of assessor ... 91
duties of as to county roads ... 111
duties of as to levy for public improvements ... 120
when to pay costs of actions for wages ... 146
duty as to publication delinquent tax list ... 147
certificates of semi-annual settlements to be sent to auditor state ... 160
accounts ministerial fund ... 205, 206
in Licking county to be furnished weights and measures ... 220
duty as to payments of certain funds to local treasurers ... 232
compensation of in Cuyahoga county ... 264
agents of insurance companies to make returns to ... 274
duty as to Dow tax ... 351
to taxes on fish nets ... 352

COUNTY CLERK—(See *Clerk Court Common Pleas.*)
judgments not dormant to be indexed by; fees ... 26
drawing of grand and petit jurors ... 51

COUNTY OFFICERS—
salaries of in certain counties ... 264
act relating to duties and compensation of in certain counties repealed ... 268

COUNTY RECORDER—
duty of in relation to advancement of villages situate in more than one county ... 65
may appoint deputy in certain counties ... 140
compensation of in Cuyahoga county ... 264

COUNTY SURVEYOR—
to inspect drain tile ... 230
to do all county work in certain counties ... 277

COUNTY TREASURERS—
in certain counties to pay certain taxes to police relief fund ... 5
when to pay local treasurers ... 43, 168
duty as to ministerial fund ... 206
payment of money to depositaries in certain cities ... 232
compensation of in Cuyahoga county ... 264
duty as to Dow tax ... 351
of certain counties may appoint deputies ... 355

COUNTY TREASURY—
examination of ... 140

COURT—
when judge may punish for contempt ... 48
order in which cases to be heard ... 109

CRAWFORD COUNTY—(See *Galion.*)
Galion authorized to purchase land, erect buildings ... 242
to sell or lease real estate or buildings ... 242
to submit to vote of people ... 242
to levy tax to pay ... 243

CRIMES AND OFFENSES—
injury to mines, how punished ... 301
unlawful catching and killing of fish ... 317
publication of immoral pictures unlawful ... 320
indecent exposure of person ... 320
truancy ... 336

CRIMES AND OFFENSES—Continued— PAGE
unlawful use of fish nets ... 353
offering bribes for votes at primaries; to electors or delegates ... 364
loitering within certain limits about voting places ... 368
CRIMINAL BAILIFF—
appointment of in certain counties ... 225
CRIMINAL PROCEDURE—
who competent to testify ... 161
proceedings when accused pleads guilty of misdemeanor ... 171
bail for costs and judgments ... 172
when punishment for petit larceny may be made cumulative ... 261
CRUELTY TO ANIMALS—
who to prosecute for in certain cities ... 163
CULVERTS—
drift against to be removed ... 28
CUYAHOGA COUNTY—(See *Cleveland.*)
board of equalization in Cleveland ... 191, 192
appointment of criminal bailiff in ... 225
compensation and duties of county officers ... 264
act relating to duties and compensation of county officers repealed ... 268
salary of coroner in lieu of fees ... 269
allowance for expenses of county commissioners ... 347
provisions for payment of taxes ... 354
deputy treasurers; how appointed ... 355
when taxes may be paid ... 355
DAMAGES—
compensation for when material taken for improved roads ... 28
DAYTON—(See *Montgomery county.*)
authorized to construct levee along Mad river ... 246
to issue bonds to erect public buildings ... 328
DEAD—
burial of in villages ... 179
DECENNIAL STATE BOARD OF EQUALIZATION—
how constituted ... 235, 236
elected ... 236
times of meeting ... 236
duties of ... 236
DEFICIENCIES—
unlawful to create by state officials ... 76
penalty ... 77
DEFICIENCY APPROPRIATIONS—
for state departments and institutions ... 393—403
for miscellaneous purposes ... 403—405
DELAWARE—
authorized to issue bonds for natural gas ... 323
submit question to vote of people ... 323
levy tax ... 324
mayor to appoint supervisory committee ... 324
DELINQUENT LAND LIST—
rates for advertising ... 142
publication of ... 147

DEPOSITARY— PAGE
of public money in Summit county ... 70
of public money in Akron ... 80
payments into by county treasurers ... 232
for public moneys in Stark county ... 385, 391
DEPOSITIONS—
before whom taken ... 78
DEPUTY—
recorder in certain counties ... 140
DESCENT AND DISTRIBUTION—
of personal estate ... 87
DITCHES—(See *county ditches, township ditches.*)
supervisor must remove drift from ... 28
when in more than one county ... 64, 123
providing for inspection of tile ... 230
proceedings to clean out ... 256
on return of estimates ... 256
after the time fixed for repairs ... 257
duties of trustee ... 256, 257
expense of cleaning, how apportioned ... 371
DOCKETS—
to be kept by clerk court common pleas ... 174
DOW TAX—
when to be paid into State treasury ... 351
DRAIN TILE—
inspection of ... 230
DREDGING—
certain cities may contract for dredging navigable streams ... 109
DRIFT—
against bridges, ditches and culverts to be removed ... 28
DRUNKARDS—
guardian for habitual ... 195
cannot convey property pending application for guardian ... 196
DOWER—
how assigned ... 184
" when estate indivisible ... 185
petition for ... 184
proceedings when land situated in different counties ... 184
proceedings in case of death of plaintiff before assignment ... 184
proceedings on return of assignment ... 185
during pendency of petition ... 185
exemptions in estimating yearly value of ... 185
minor heir not to be prejudiced ... 185
who to pay costs ... 185
may elect to be endowed out of proceeds of sale ... 185
citation to make election ... 187
election by answer a release of ... 186
election or non-election and effect ... 188
election when person unable to appear or non-resident ... 188
election of insane or imbecile ... 188
guardian may elect for widow or widower if insane ... 186
inquest of lunacy ... 186

DOWER—Continued— PAGE
proceedings on report of such facts to court 186
petition to discharge land of dower of insane person 186
dower of insane may be barred 187
EDUCATION—(See *Schools.*)
ELECTION—
of judge in first subdivision ninth judicial district 103
of officers in certain municipalities 118
of officers in municipalities who have failed to elect 177
how ballots shall be written or printed 245
city board of elections to act as county board in certain counties 258
board of in certain cities; how constituted; duties; compensation ..... 281—289
judges and clerks to make returns of vote on constitutional amendments to secretary of state 321
loitering within prescribed limits near voting places unlawful 368
penalty 368
ELECTION PRECINCTS—
when may be divided 177
provision for outside of certain cities 258
voters required to register in certain cities 282
ELECTORS—
legal residence of inmates of infirmaries defined 244
ELECTRIC LIGHT—
regulating price of 63
ELYRIA—
authorized to improve streets 146
EMPLOYES—
unlawful to pay in scrip 27
regulating employment of females 62
penalty for neglect to pay twice each month 145
EQUALIZATION—
annual board of 191
decennial board of 235, 236
ERROR—
time within which proceeding in must be commenced 167
EVIDENCE—
who competent to testify 161
EXAMINATION—
of county treasury 140
EXECUTION—
of order; when may be suspended 144
writs of; how executed 372
sales of real estate; publication other than in English papers in certain counties 377
EXECUTORS AND ADMINISTRATORS—
proceeding when property of estate concealed or embezzled; judgment of court thereon 178
EXTINCT PARISH—
duty of trustees as to money received from sale of property 133
FAIR GROUNDS—
trespass; penalty 302
FEES—(See *names of the several officers.*)
FELKER, CATHARINE B.
governor to execute deed to 348

FEMALES— PAGE
regulating employment of 62
FENCE—(See *partition fence.*)
FINDLAY—(See *Hancock county.*)
board of public affairs; how appointed, etc ..... 246—251
FINES AND PENALTIES—
for crime of arson 3
for unlawful use of insignia of civic or religious society 5
for gambling in grain, stock, etc 13
for paying employes in scrip 27
for neglect by road supervisor or superintendents to remove drift 28
for failure to plug abandoned gas wells 49
for employing free labor in Ohio penitentiary 58
for state officers creating deficiencies unlawfully 77
for receiving excessive juror fee in justices' courts 127
for failure to pay employes twice each month 145
for neglect by assessor to administer oath 162
for discrimination against colored persons by life insurance companies 164
for riotous conspiracy 169
for unlawful use of property of corporations 189
for failure to properly construct railway bridges over streets 197
for cruelty to children by parent or guardian, in certain cities 200
of prisoners in work houses in certain cities 201
of persons sentenced to work houses in certain cities 202
for offering bribes for recommending text-books in schools 208
for failure to transmit marriage certificate to probate court 209
for solemnizing marriage contrary to statute 209
for failure probate judge to record 209
for neglect of duty of road supervisor 218
for discrimination in payment in life or endowment insurance premiums 220
for selling impure, watered or adultered milk 229
for sale of skimmed milk not properly labeled 229
for failure of sheriff to deliver to successor books and records of office 239
for crime of sodomy 251
for violation of rules of cemetery trustees 255
for crime of petit larceney 261
for refusal of insurance companies to pay taxes 275
for neglect of railway companies to stop passenger trains at certain stations 291
for injury to mines 301
for trespass 302
for unlawful catching and killing of fish 318
for publication of indecent pictures 320
for indecent exposure of person 320
for loitering within prescribed limits of voting places 333, 368
for failure of ballot distributors to obey the law 333
for employment of minors under fourteen years of age 334
for neglect of parents and guardians to educate children of certain age 335
for neglect of parents and guardians to send children of certain age to school 336
for neglect of duty by officers and others under compulsory education act 338
for neglect to pay tax on fish nets in certain waters 353
for offering bribes at primaries; to electors or to delegates 364
for failure of railroads to provide gates or flagmen at crossings over highways 367
for neglect of duty of flagman at railroad crossings over highways 368
for loitering within certain limits about voting places 368

FINES AND PENALTIES—Continued— PAGE
for failure of mutual insurance companies to comply with the law 379
for erection of unsafe buildings for public uses..... 383
for violation of act concerning depositary of public money in Stark county .. 391
FIRE DEPARTMENT—
control of in certain cities vested in board of fire commissioners..... 54
leave of absence of members in certain cities..... 63
officers and members in certain cities entitled to leave of absence..... 233
FIRE ESCAPES—
in certain cities..... 135
FIREMEN'S PENSION FUND—
board of managers in certain cities..... 114
taxes on foreign insurance companies in certain cities to be paid to 115
board of trustees in Cincinnati..... 149
FIRE INSURANCE—(See *insurance companies.*)
FREE LABOR—
unlawful to employ in Ohio penitentiary 58
FIRE PROOF VAULT—
mills and factories to provide in certain cities..... 135
FISH AND GAME—
unlawful catching and killing of fish prohibited..... 317
penalty for 318
regulating taxation of fish nets in certain waters in the state 352
penalty for neglect of payment 353
FISH HATCHERY—
providing for sale of land to establish 233
FISH WARDEN—
duty as to taxation of fish nets..... 353
FOREIGN INSURANCE COMPANIES—(See *insurance companies.*)
FORFEITED LAND LIST—
fees for advertising..... 142
FRANKLIN COUNTY—(See *Columbus.*)
Columbus authorized to improve Franklin park..... 252
FRANKLIN PARK—
authorizing improvements in..... 252
GALION—(See *Crawford county.*)
authorized to purchase land and erect buildings..... 242
to issue bonds; levy tax to pay..... 242, 243
to rent real estate or buildings 242
to submit question to vote of people..... 242
duty of clerk of council..... 243
GAMBLING—
in grain, stocks, etc., forbidden..... 12
GAS—(See *natural gas.*)
GAS WELLS—
abandoned, to be plugged..... 48
when adjacent landowner may take possession 49
GAS WORKS—
trustees of; appointment; term; election..... 108
GEAUGA COUNTY—
office of township supervisor created in..... 324

	PAGE
GENERAL ASSEMBLY—	
appropriation for salaries of members of and per diem of employes	6
appropriation for contingent expenses senate	76
salary and mileage of members	347
GEOLOGICAL SURVEY OF OHIO—	
governor to appoint state geologist	262
reports of; appropriation for	262
appropriation to pay heirs of Dr. J. M. Wheaton for labor performed	263
GETTYSBURG MEMORIAL COMMISSION—	
authorized to print additional copies of report	295
distribution of; payment for	295
GIRLS' INDUSTRIAL HOME—	
detention and discharge of inmates of	180
GOVERNOR—	
commissions issued by	112
to appoint commission to erect monument over graves of Andrews railroad raiders	122
authorized to receive appropriation by United States for Ohio S. and S. home	223
authorized to execute deed to J. B. Allen	227
to heirs of Isaac Climer	228
to appoint state geologist	262
to receive reports of	262
duty as to constitutional amendments	321
authorized to execute deed to Catharine B. Felker	348
GRAIN—	
gambling in unlawful	12
GRAVEL—	
turnpike directors may take for improved roads	28
GREENE COUNTY—(See *Xenia.*)	
Xenia authorized to clean streets, plant trees, etc	206
GRISSO, ELIZABETH—	
appropriation for	237
GROUND HOG—	
bounty for killing	158
GUARDIANS—	
may improve real estate of imbecile ward	31
may unite with owner of adjacent property; report	32
for idiots, imbeciles or lunatics	61
of idiot, imbecile or lunatic; duty of as to sale of real estate	106
filing of petition for sale of real estate of ward	107
may elect for insane widow or widower in dower cases	186
appointment of for habitual drunkards	195
to provide for education of wards of certain age	333
GUARD RAILS—	
on county bridges; when to be erected; how paid for	100
HABITUAL TRUANCY—	
defined	335
HALL—	
public; when inspection to be dispensed with	46
HAMLET—	
when treasurer of may receive advance payment	43
treasurer; when to receive funds from county treasurer	168

PAGE

HAMILTON COUNTY—
board of equalization for Cincinnati 191, 192
assessments in Cincinnati 198
board public affairs in Cincinnati authorized to improve streets 204
Cincinnati authorized to levy tax for university purposes 210
how assessments for sewerage in Cincinnati may be paid 214
when to be placed on the list 215
management of work-house in Cincinnati 221
appointment of criminal bailiff 225
police of Cincinnati authorized to use armory for certain purposes 243
duties of city board of elections in certain township precincts 258

HANCOCK COUNTY—(See *Findlay.*)
providing for board of public affairs in Findlay 246

HENRY COUNTY—
governor to execute deed to land in, to Catharine B. Felker 348

HIGHWAYS—(See *public ways.*)

HOMESTEAD—
for decedent's family 6

IMBECILE—
guardians may improve real estate of 31
guardians of ex-officio of minor children 61
duty of guardian as to sale of real estate 106
inquest in dower cases 186
proceedings in 186
election of in dower cases may be barred 187
procedure 188

IMMORAL EXHIBITIONS—
prohibited; penalty 320

IMPROVEMENT—
of streets, alleys, etc.; how made 119

INCORPORATIONS—
fees to be charged by secretary of state for filing 33

INDEX—
of judgments not dormant to be made by clerks of courts 26

INFIRMARY—
legal residence of inmates defined 244

INSANE—(See *imbecile.*)
inquest in dower cases 186
proceedings, report of fact to court 186
petition to discharge land of in dower 186
election of in dower may be barred 187
procedure 188

INSPECTOR OF BUILDINGS—
in certain cities; duties of 138

INSPECTOR OF WORKSHOPS AND FACTORIES—
inspections by dispensed with in certain cases 46
to have free access to shops 116
to enforce action for wages due employes 146

INSURANCE COMPANIES—(See *life and fire insurance.*)
one-half taxes on foreign in certain counties to be paid to police relief fund 5
annual valuation of policies by superintendent insurance 11
mutual aid associations may elect as to acceptance of provisions of statutes requiring statement of condition to be filed with commissioner of insurance 89

INSURANCE COMPANIES—Continued— PAGE
taxes on foreign insurance companies in certain cities to be paid to firemen's pension fund 115
unlawful to discriminate against persons of color 163
discrimination in payment of life insurance premiums prohibited 220
penalty for 220
agents to make returns to county auditors of gross premium receipts 274
taxes of; penalty for refusal to pay 275
mutual associations for insurance of animals authorized 377
privileges, duties, etc 379, 380
mutual fire associations authorized 380
what certificates shall show 380
INTERMEDIATE PENITENTIARY—
powers of board; duties as to site; expenses of, etc 57
JUDGE COURT COMMON PLEAS—
fixing time of election of in first subdivision of ninth judicial district 103
JUDGES OF ELECTION—
in village precincts 93
in township precincts, how chosen 94
JUDGMENTS—
not dormant required to be indexed by clerk of courts 26
JUROR—
before justice of the peace; penalty for receiving excessive fees 127
JURY—
drawing of grand and petit jurors 51
before justice in actions for wages 145
JUSTICE OF THE PEACE—
juror before, fees of 127
actions for wages 145
proceedings when accused pleads guilty of misdemeanor 171
authorized to solemnize marriages 208
revised statutes for use of 210
jurisdiction in certain cases 237, 238
costs in 238
KELSEY, DELIA S.—
appropriation for relief of 99
KNOX COUNTY—
Mt. Vernon authorized to issue bonds for natural gas 276
LABORERS—
payment of in scrip unlawful 27
lien for labor upon public works 120
lien upon mines 143
penalty for neglecting to pay twice each month 145
LAKE COUNTY—
act creating office of township supervisor 324
LANCASTER—
authorized to issue additional bonds for natural gas 126
LAW LIBRARIES—
appointment of librarian by common pleas court in certain counties 231
compensation of librarian 231
LEGAL ADVERTISEMENTS—
what notices to be published in two newspapers 258
LEGISLATURE—(See *General Assembly.*)

LEVEE— PAGE
Columbus authorized to issue bonds to construct ... 102
LEVY—
when made subject to prior levy ... 264
LIBRARY—(See *Toledo.*)
LICENSE—
general powers of council to ... 164
may be issued to transient dealers in certain cities ... 244
LICKING COUNTY—
secretary of state authorized to furnish auditor of, weights and measures ... 220
LIEN—(See *mechanics' lien.*)—
for labor upon public works ... 120
for labor upon mines ... 143
LIFE INSURANCE—(See *insurance companies.*)
discrimination in payment of premiums unlawful ... 220
penalty for ... 220
LITERARY ENTERTAINMENTS—
authorizing use of school-houses for purpose of ... 11
LOITERING—
within prescribed limits about voting places prohibited ... 368
penalty ... 368
LUCAS COUNTY—(See *Toledo.*)
assessments in Toledo ... 198
provisions for persons sentenced to Toledo work-house ... 200
paroles of prisoners in Toledo work-house ... 201
fines paid by persons sentenced to Toledo work-house ... 202
designated school funds in Toledo to be placed in depositary ... 232
character and cost of material for street improvements in Toledo ... 241
LUNATIC—(See *insane, imbecile.*)
guardian of ex-officio of minor children ... 61
duty of guardian as to sale of real estate ... 106
MAGISTRATE—
proceedings when accused pleads guilty of misdemeanor ... 171
MARGINS—
dealing in unlawful; penalty ... 12, 13
MARINES—
relief committees; how appointed; duties ... 343
MARKET HOUSE—
Springfield authorized to issue bonds for completion of ... 29
MARRIAGES—
who may solemnize ... 208
certificate to be transmitted to probate judge for record ... 209
penalty for solemnizing contrary to statute ... 209
for failure to transmit to probate judge ... 209
to record ... 209
MARSHAL—
fees of ... 252
MAYOR—
authorized to solemnize marriages ... 208
jurisdiction in certain cases ... 237, 238
costs of ... 238
may issue licenses to transient dealers in certain cities ... 244

MECHANICS' LIEN—(See *lien.*) PAGE
upon water crafts, buildings, bridges, etc, defined ... 373
leaseholds ... 374
when payment may be withheld from contractor ... 374
when and how filed ... 375
MIAMI COUNTY—
board of managers of agriculture society ... 113
MILK—
regulating sale of ... 229
adulteration of defined ... 229, 230
penalty for violation of statute ... 229
MINES—
lien upon for labor performed ... 143
injuring machinery, etc., of, how punished ... 301
MINISTER—
authorized to solemnize marriages ... 208
MINISTERIAL FUND—
how constituted ... 205
accounted by auditor of state ... 205
MINORS—
employment of under fourteen years of age unlawful ... 334
penalty for ... 334
education of between fourteen and sixteen years of age ... 334
habitual truancy defined ... 335
MIRABEN, M. C.—
appropriation for ... 226
MONEY—(See *public moneys.*)
MONTGOMERY COUNTY—
election of judge in second judicial district ... 235
Dayton authorized to construct levees ... 246
MORROW COUNTY—
Mount Gilead authorized to issue bonds for natural gas ... 358
MOTION—
when court may hear ... 109
MOUNT GILEAD—
authorized to issue bonds for natural gas ... 358
to levy tax; to submit question to vote of people ... 359
MOUNT VERNON—
authorized to issue bonds for natural gas ... 276
council to appoint trustees ... 276
submit issue of bonds to vote ... 276
MUTUAL AID ASSOCIATIONS—
may elect as to acceptance of provisions of revised statutes requiring statement of condition to be filed with commissioner insurance ... 89
MUTUAL INSURANCE ASSOCIATIONS—
authorized for insurance of animals ... 377
duties ... 378, 379
when charter may be forfeited ... 380
officers' duties; bonds, etc ... 379, 380
authorized for fire insurance ... 380
what certificate of organization shall set forth ... 380

MUNICIPAL CORPORATIONS—(See *the several cities and villages.*) PAGE
Toledo authorized to issue bonds for natural gas 7
council, duty of as to special assessments 15
certain cities authorized to issue additional bonds for market house, etc .....
boundaries of wards to be by streets and alleys, etc 50
control of fire departments in certain cities 54
powers of as to water works made applicable to natural gas 58
certain villages authorized to issue natural gas bonds..... 60
leave of absence of members of fire department..... 63, 233
may purchase lands for natural gas outside of corporate limits..... 65
advancement of when in more than one county..... 65
authorizing trustees in certain cities to extend lease of railway 67
authorizing councils in certain villages to grant building permits; duty of clerk..... 90
judges and clerks of election in village precincts 93
council to fix compensation of trustees of gas works..... 108
council may contract for dredging navigable streams 109
election of officers in certain municipalities..... 118
duty of council as to intersections..... 119
authorizing the issuing of additional bonds for natural gas in certain cities.. 126
fire escapes in certain cities; fire proof vaults, smoke preventives, etc 135
certain villages authorized to issue bonds to improve streets, etc 146
powers of..... 155
sewers in certain cities..... 159
duty of city solicitor in certain cities as to certain prosecutions 163
general licensing powers of council..... 164
repair of sidewalks 167
council may provide for construction and improvement of sidewalks in certain cities..... 175
when election precincts to be divided..... 177
election of officers in municipalities which have failed for one or more years 177
may issue bonds to construct bridges 181
may prohibit switching or obstructing by railroads on bridges or crossings over streets 197
limitation of assessments in certain cities..... 198
authorized to lay pipes for natural gas outside of corporate limits..... 203
board of public affairs in certain cities authorized to improve streets 204
authorized to clean and sprinkle streets, plant trees, etc., in Xenia..... 206
boards of education in certain cities to levy tax for university purposes, 210, 211
councils of certain cities may prevent obstruction of streets by railroads, 212, 213
may employ watchmen or erect gates at railway crossings over streets 213
councils of certain villages may issue bonds for natural gas..... 215
levy tax for payment 215, 216
certain villages authorized to issue bonds for water works extension..... 219
regulating cost of street improvements in certain cities..... 241
authorized to purchase land and erect buildings..... 242
to rent land or buildings..... 242
may license transient dealers..... 244
of certain cities authorized to construct levees..... 246
board of public affairs established in certain cities..... 246
how appointed; terms..... 247
duties of marshal in certain villages; fees..... 252
council of Columbus authorized to borrow money for improvement of Franklin park..... 253
having no work house, may contract for care of persons convicted of petit larceny..... 261

MUNICIPAL CORPORATIONS—Continued— PAGE
bonds of certain cities to be registered ... 274
certain cities authorized to issue bonds for natural gas...7, 9, 103, 169, 276, 323, 358
of certain cities to establish board of improvements ... 278
board of fire commissioners ... 278
board of city commissioners ... 278
improvement of streets and alleys in Canton ... 279
registration of voters in certain cities; etc ... 281–289
board of elections; duties; compensation ... 282
registrars; duties, etc ... 285
judges and clerks, compensation ... 287
to make street improvements in certain municipalities in Cuyahoga county ... 291
appointment of board of directors for university of Cincinnati ... 292
organization and duties board of control ... 298
disposition of surplus water rents in certain cities ... 299
limitation of recovery of realty for streets and alleys ... 300
authorized to improve streets and alleys ... 319
how certain assessments made ... 348
general powers ... 355—358
of a certain grade may issue bonds to construct sewers ... 360
how certain cities may provide for increased expenses of water works ... 364
restrictions as to contracts, appropriations and expenditures in certain counties ... 392
NATURAL GAS—
certain cities authorized to issue bonds for ... 7, 9, 103, 169, 276, 323, 358
to prevent waste of ... 48
powers of municipalities in reference to ... 58
certain villages authorized to issue bonds for ... 60, 181, 215
regulating price of ... 63
corporations may purchase gas lands outside of corporate limits ... 65
additional bonds in certain cities ... 126
municipalities authorized to lay pipes for natural gas outside of corporate limits ... 203
NAVIGABLE STREAMS—
cities first class, second grade, authorized to dredge ... 109
NEWSPAPERS—
legal advertising in ... 258
OATH—
assessor to administer; penalty for neglect ... 162
OFFENSES AGAINST PUBLIC POLICY—
who to prosecute for, in certain cities ... 163
OFFICERS OF MUNICIPAL CORPORATIONS—
election of ... 118, 177
OFFICERS POLICE FORCE—
compensation and salaries of ... 112
OHIO CANAL—
ratifying contract for use of towing path by commissioners of Coshocton county ... 126
OHIO NATIONAL GUARD—
when members entitled to admission to Ohio soldiers' and sailors' home ... 290
rank to date from date of commission ... 369
OHIO PENITENTIARY—
unlawful to employ free labor in ... 58
paroles of certain classes of prisoners ... 354

PAGE

OHIO SOLDIERS' AND SAILORS' ORPHANS' HOME—
appropriation to pay transportation of children to Ohio centennial..... 207
appropriation by United States for..... 222, 223
OHIO SOLDIERS' AND SAILORS' HOME—
who entitled to admission..... 290
OHIO STATE BOARD AGRICULTURE—
authorized to issue bonds for refunding debt centennial exposition..... 144
OHIO STATE UNIVERSITY—
authorized to convey certain lands in Virginia Military districts; conditions..... 92
OPERA HOUSE—
when not to be inspected..... 46
OTTAWA COUNTY—
sale of land to establish fish hatchery, authorized.....233, 234
PARENTS—
to compel children of certain age to attend school..... 333
duty as to education of children of certain age..... 335
penalty for neglect..... 335
PAROLES—
of prisoners in work house.....201, 261
who may be returned..... 261
of prisoners in Ohio penitentiary..... 354
PARTITION FENCE—
when party may remove..... 30
PARTNERSHIPS—
how writs against operated..... 372
PENALTIES—(See *fines and penalties.*)
PERMITS—
by occupants of buildings more than two stories in height..... 136
PERSONAL ESTATE—
descent and distribution of..... 87
PERSONAL PROPERTY—
may be levied upon subject to prior levy..... 264
PETIT LARCENY—
when punishment may be cumulative..... 261
when persons so sentenced may be paroled..... 261
PICTURES—
indecent publication of prohibited..... 320
penalty for..... 320
POLICE BOARD—
to appoint officers..... 128
POLICE FORCE—
compensation and salary of officers..... 112
officers of, how appointed; special patrolmen..... 128
police detectives..... 128
authorized to use armories in certain cities..... 243
compensation of members in Cleveland..... 350
designating rank and pay of police patrol in certain cities..... 370
POLICE JUDGE—
jurisdiction of in certain cases.....237, 238
costs in certain cases..... 238
POLICE PENSION FUND—
of Cleveland; how constituted and disbursed..... 349
POLICE RELIEF FUND—
one-half taxes on foreign insurance companies in certain counties to be paid into..... 5

PAGE

POOR—
relief of in counties having no infirmary 143
PORTSMOUTH—
sale of land in to United States for public building authorized 289
POWERS—
of municipal corporations 156
PREFERRED CLAIMS—
in assessments 202
PRESBYTERY, SYNOD, ETC.—
to have control of funds arising from sale of property extinct parish 133
PRIMARY ELECTIONS—
bribes, for votes, unlawful 363
PRISONERS—
of Ohio penitentiary; regulating paroles of certain classes 354
PROBATE COURT—
may authorize guardians of imbeciles to improve real estate of ward 31
may appoint guardian of idiot, imbecile or lunatic who shall be ex-officio guardian of minor children 61
duty of as to real estate of idiot, imbecile or lunatic 106
duty when petition filed by guardian 107
concurrent jurisdiction of 117
may appoint constables in certain counties 125
may appoint stenographers in certain counties 139
when order for appropriation of property may be suspended 144
bail for costs 172
proceedings against executor or administrator when property of estate concealed or embezzled; judgment of court thereon 178
to issue citations in dower cases 187, 188
to appoint guardian for habitual drunkards 195
to hear appeals from county commissioners as to material for highways 339
costs; how paid 339
PROBATE JUDGE—(See *probate court.*)
to record certificate marriage 208
penalty for failure 209
unclaimed costs, to make lists of 239
disposition of 240
compensation of in Cuyahoga county 264
PROPERTY—
of habitual drunkard; when conveyance of invalid 196
PROPOSALS—
by banks for use of public money 44, 45
PROSECUTING ATTORNEYS—
assistant, may be appointed in Hamilton, Cuyahoga, Franklin and Lucas counties 4, 66
duty as to unclaimed personal estate 87
duty of as to prosecutions for manufacturing or selling adulterated wines 98
bail for costs before probate court 172
duty as to construction of buildings for public uses 383
PUBLICATION—
in other than English newspapers of sales of real estate under execution, in certain counties 377
PUBLIC BUILDINGS—
inspection of 46

PUBLIC CONTRACTS— PAGE
letting of ... 341, 342
PUBLIC MONEYS—
proposals from banks for use of ... 44, 45
PUBLIC WAYS—
turnpike directors may contract for labor and material ... 28
superintendent of turnpikes and road supervisors to remove drift from bridges, etc ... 28
sidewalks along; who may construct ... 33
duties of supervisor as to in certain counties ... 60
road tax authorized in certain townships ... 68
when sidewalk to be constructed along highways ... 101
townships in certain counties made road districts ... 110
proceedings to lay out, vacate or alter county road ... 111
rates of toll ... 133
under railroads must be protected ... 197
duty of county commissioners as to along state lines ... 199
board of public affairs in certain cities to improve ... 204
obstructing streets by railways unlawful ... 212
issue of bonds for construction and repair in certain cities ... 217
land may be dedicated for use of ... 217, 218
how road taxes in certain counties may be worked out ... 218
duties and powers of supervisors ... 231
regulating cost of material for street improvements in certain cities ... 241
exceptions thereto ... 241
improvement of streets and alleys in Canton ... 278
assessments for ... 279
how street improvements made in certain corporations in Cuyahoga county 291
improvements of streets and alleys in certain municipalities ... 319
guide boards to be provided at road crossings in certain counties ... 325
when persons shall be ordered out to work roads in certain counties ... 326
county commissioners authorized to condemn material for ... 338
board of public affairs of certain cities authorized to construct sewers through 360
railroad commissioner may require gates or flagmen at railway crossings over 367
PUBLIC WORKS—
lien upon for labor performed ... 120
RAILROADS—(See *railroad companies.*)
RAILROAD COMPANIES—
may issue storage or warehouse certificates ... 52
authorizing trustees to extend lease of in certain cities ... 67
lien for labor upon ... 120
to protect persons under bridges over streets ... 197
obstruction of streets prohibited ... 212
contracts for sale or lease of certain property to be filed with secretary of state 255
passenger trains required to stop at certain stations ... 291
penalty for neglect ... 291
to pay one dollar per mile on track ... 351
penalty for neglect ... 352
when required to erect gates or employ flagmen at highway crossings ... 367
penalty for neglect ... 367
RAILWAY COMMISSIONER—
duty as to fee of one dollar per mile of railroads ... 351
erection of gates at railroad crossings over highways ... 367

	PAGE
REALTY—	
limitation of action for recovery	300
REAL ESTATE—	
bridge companies may purchase for certain purposes	25
rules for valuing	50
sale of by guardian of idiot, imbecile or lunatic	106
notice of filing petition for sale of	107
corporations authorized to purchase or lease	376
REFEREE—	
when may punish as for contempt	48
REGISTRATION—.	
of electors in certain cities	281—289
registrars; how appointed; duties	285
RELIEF FUND—(See *police relief fund.*)	
RELIEF—	
of Lucien B. Collins	46
of poor in counties having no infirmary	143
of indigent union soldiers	165, 343
RELIGIOUS EXERCISES—	
authorizing use of school-houses for purpose of	11
RELIGIOUS AND CIVIC SOCIETIES—	
unlawful using or wearing insignia of; penalty	5
REPAIR—	
of improved roads	28
of sidewalks	167
REPORT OF GETTYSBURG MEMORIAL COMMISSION—	
act authorizing printing of additional copies	295
RIOTOUS CONSPIRACY—	
crime of	169
ROADS—(See *public ways.*)	
ROAD DISTRICTS—	
in certain counties	110
ROAD TAXES—(See *public ways.*)	
may be worked out in certain counties	218
REVISED STATUTES—	
township trustees to purchase	210
section 40, amended	347
section 83 (am., 85 v. 90), amended	111
section 138, supplemented	350
section 148*a* (am., 85 v. 80), amended	33
section 247, supplemented	367
section 251, supplemented	351
section 279, amended	11
section 440 (am., 85 v. 164), amended	372
section 475 (am., 85 v. 212), supplemented	138
section 478, supplemented	139
section 481, amended	78
section 550 (am., 85 v. 267), amended	363
sections 551, 552 (am., 82 v. 25), repealed	363
section 553 (am., 85 v. 261), amended	125
section 629 (am., 83 v. 6), amended	148
section 773 (am., 79 v. 84), amended	180
section 882, amended	239
section 897 (am., 85 v. 76, 266), supplemented	346
section 930 (am., 85 v. 266), amended	384

REVISED STATUTES—Continued— PAGE
section 995 (am., 83 v. 87), amended 298
section 1045, amended 160
section 1122, amended 168
section 1123, amended 43
section 1129 (am., 82 v. 173), amended 140
section 1141, supplemented 140
section 1215 (am. 84 v. 208), amended 239
sections 1255–1257, re-enacted 26
section 1264, amended 174
section 1271 (am., April 7, 1882), amended 4, 66
section 1286, amended 196
section 1297 (am., Jan. 15, 1889), amended 66
sections 1339, 1340 (am., 79 v. 149), amended 239
section 1393, amended 93
section 1438, supplemented 205
section 1442, amended 93
section 1517, amended 91
section 1521 (am., 77 v. 135), amended 162
section 1529, amended 210
section 1530, amended 119
section 1587, amended 65
section 1631 (am., 84 v. 6), amended 50
section 1656 (am., 85 v. 95), amended 277
section 1689 (am., 82 v. 15), amended 176
section 1692 (am., 78 v. 254), amended 155, 355
section 1703 (am., 77 v. 15), amended 251
sections 1929, 1930, amended 127
section 1939 (am., 84 v. p. 110), amended 112
section 1945 (am., 81 v. 224), amended 24, 349
section 1953, made applicable to certain cities 24
section 1954, made applicable to certain cities 24
section 1955, made applicable to certain cities 24
section 1956, made applicable to certain cities 24
section 1957, made applicable to certain cities 24
section 1963, made applicable to certain cities 24
section 1964, made applicable to certain cities 24
section 1971, made applicable to certain cities 24
section 1972, made applicable to certain cities 24
section 1980, made applicable to certain cities 24
section 1981, made applicable to certain cities 24
sections 1998–2022 (am., 81 v. 121), amended 24
section 2096, amended 221
section 2099, supplemented 200
section 2100, supplemented 201
section 2186 (am., 83 v. 198), amended 277
section 2253, amended 144
section 2269 (am., 84 v. 72), amended 15
section 2271 (am. 85 v. 339), amended 197
section 2274, amended 119
section 2276, amended 347
section 2303, supplemented; (am., 78 v. 54), amended 241, 341
section 2328 (am., 81 v. 87), amended 167
section 2334, supplemented 175
section 2406, supplemented 213

REVISED STATUSES—Continued— PAGE
section 2411 (am., 84 v. 10), amended ... 364
section 2412, amended ... 299
section 2455 (am., 83 v. 184), amended ... 277
section 2478 (am., 84 v. 39), amended ... 62
section 2487, amended ... 108
section 2488, amended ... 108
section 2491, supplemented ; (am., 84 v. 39), amended ... 58, 62
section 2500, supplemented ... 212
section 2559 (am., 85 v. 215), supplemented ... 148
section 2572, supplemented ... 46
section 2573*b* (am., 81 v. 107), amended ... 116
section 2669 (am., 82 v. 171), amended ... 164
section 2679 (am., 84 v. 34), amended ... 231
section 2702 (am., 80 v. 178), amended ... 391
section 2745 (am.,85 v. 183), amended ... 274
section 2784 (am., 85 v. 173 and 328), amended ... 190
section 2792, amended ... 50
sections 2804, 2805 (am., 85 v. 173 and 328), amended ... 190
section 2818, amended ... 235
section 2865, amended ... 142
section 2926, 2926*v* (am., 85 v. 85), amended ... 281
section 2926*d*, 2926*j* (am., 83 v. 211), amended ... 281
section 2926*a*, 2926*b*, 2926*o*, 2926*t* (am., 84 v. 119), amended ... 281
section 2926*c* (am., 85 v. 341), amended ... 281
section 2932, amended and supplemented ... 93
section 2938, amended ... 368
section 2948 (am., 79 v. 106), amended ... 245
section 2993 (am., 85 v. 153),supplemented ... 203
section 3048 (am., 83 v. 95), amended ... 369
section 3184 (am., 78 v. 78), supplemented ; (am., 84 v. 6) amended and supplemented ... 143, 373
section 3185 (am., 84 v. 46), amended and supplemented ... 373
section 3236 (am., 82 v. 134), amended ... 224
section 3320, amended ... 291
section 3378*a*, 3378*b*, 3378*c* (am., 79 v. 45) supplemented ... 255
section 3481 (am., 79 v. 148), amended ... 133
section 3542, amended ... 25
section 3580, amended ... 254
sections 3686, 3687 (am., 82 v. 71), amended ... 377
section 3702 (am., 84 v. 230), supplemented ... 69
section 3771, amended ... 341
section 3787, supplemented ... 132
section 3797, amended ... 269
section 3806 (am., 85 v. 288), amended ... 369
section 3835, supplemented ... 132, 189, 238
section 3835*a*, 3835*b*, 3835*d*, amended ... 87, 293
section 3920, amended ... 346
section 3950 (am., 84 v. 117), amended ... 211
section 4098 (am., 78 v. 178), amended ... 292
section 4163 (am., 84 v. 133), amended ... 86
section 4241, amended ... 30
section 4367, amended ... 258
section 4413 (am., 83 v. 42), amended ... 115
section 4438, amended ... 53
section 4443, amended ... 296

REVISED STATUTES—Continued— PAGE
section 4488, amended ... 64
section 4497 (am., 78 v. 209), amended ... 371
sections 4553, 4554 (am., 81 v. 166), amended ... 256
section 4556, amended ... 256
section 4645, amended ... 111
section 4651, supplemented ... 59
section 4715, amended ... 230
section 4731 (am., 81 v. 132), amended ... 28
section 4836, supplemented ... 217
section 4889 (am., 83 v. 63), amended ... 110
section 4895*a*, 4895*i*, repealed ... 54
section 4899, amended ... 28
section 4908, supplemented. (*Sec.* 4908, *p.* 217, *should read sec.* 4908*b*) ... 217
section 4909 (am., 79 v. 131), amended ... 33
section 4957, amended ... 174
section 4977 (am., 83 v. 74) amended ... 300
section 4979, referred to ... 28
section 5134, amended ... 109
section 5052, supplemented ... 172
section 5167 (am., 82 v. 91), amended ... 51
section 5269, amended ... 78
section 5340, amended ... 353
section 5381, amended ... 372
section 5394, amended ... 377
section 5437 (am., 79 v, 107), amended ... 6
section 5481, amended ... 48
section 5707 (am., 85 v. 17), amended ... 184
section 5708 (am., 82 v. 42), amended ... 184
section 5710 (am., 82 v. 42), amended ... 184
sections 5711, 5713, 5719 (am., 79 v. 37), amended ... 184
sections 5720, 5725 (am., 77 v. 307), amended ... 184
section 5963 (am., 77 v. 307), amended ... 184
sections 5964, 5966, amended ... 184
section 6053, amended ... 178
section 6057, amended ... 178
section 6155, referred to ... 6
section 6282, amended ... 107
section 6302, amended ... 61
section 6306, amended ... 106
sections 6317, 6318, amended ... 195
section 6355, amended ... 202
section 6385, amended ... 208
sections 6391, 6393, amended ... 208
section 6454 (am., 85 v. 227), amended ... 117
section 6471, amended ... 172
section 6695, supplemented ... 264
section 6723, amended ... 167
section 6831 (am., 83 v. 81), amended ... 3
section 6871, amended ... 301
section 6918, supplemented ... 127
section 6951, supplemented ... 163
section 6968 (am., 85 v. 271), amended ... 317
section 6968 (am., 85 v. 271), supplemented ... 352
section 6984*a*, supplemented ... 163

REVISED STATUTES—Continued— PAGE
section 7015 (am., 83 v. 93), amended 26
section 7039 (am., 82 v. 224), amended 363
section 7041 (am., 82 v. 224) amended 363
section 7066, amended 363
section 7146, amended 171
section 7284, amended 161
section 7287, amended 77
SAILORS—
when entitled to admission to Ohio soldiers' and sailors' home 290
relief committee; how appointed; duties 343, 344
SALARY—
of officers of police force 112
of township trustees 119
of county officers in certain counties 264
act to repeal an act relating to duties and compensation of officers in Cuyahoga county 268
SAVINGS AND LOAN ASSOCIATIONS—
articles of incorporation to be approved by attorney-general 270
amount of capital 270
SAVINGS BANKS—
how loans in certain cities may be made 370
SCHOOLS—
appropriation for common 30
joint sub-district, how dissolved 211, 212
children of certain ages required to attend 333
compulsory education; act relating to 337
SCHOOL HOUSES—
may be used for literary entertainments, singing schools and religious exercises, when 11
inspection of 46
SCRIP—
payment of wages in unlawful 27
SECOND-HAND DEALER—
must keep sign and record 115
SECRETARY OF STATE—
fees for official services 38
authorized to furnish weights and measures to auditor Licking county 220
prescribed forms for articles of incorporation 224
certain railroad contracts to be filed with 255
to submit articles of incorporation of savings and loan associations to attorney-general for approval 270
returns of elections to be made to 321
to publish amendments to the constitution 321
SERVICE—
of summons upon officer or agent of corporation 172
SEWERS—
certain cities authorized to construct 129, 159, 360
powers and duties of board of public affairs as to, in certain cities 297
SHERIFF—
to witness drawing of grand and petit jurors 51
service of subpœna in criminal cases 77
to deliver books and records to successor 239
penalty for failure 239

SHERIFF—Continued— PAGE
unclaimed costs, to make list of ... 239
disposition of ... 240
to prepare ballot boxes in certain election precincts in Hamilton county ... 260
compensation of in Cuyahoga county ... 264
SIDEWALKS—
along public road; who may construct ... 33
highways ... 101
repair of ... 167
when may be constructed or improved in certain municipalities ... 175
SINGING SCHOOLS—
when school houses may be used for ... 11
SINKING FUND TRUSTEES—
bonds of certain cities to be registered with ... 274
SMOKE CONSUMERS—
in Cincinnati ... 136
SODOMY—
crime of defined ... 251
penalty for ... 251
SOLDIERS—
relief of indigent ... 165
bounties for re-enlisted veteran ... 194
when entitled to admission to Ohio soldiers' and sailors' home ... 290
SOLDIERS' RELIEF COMMISSION—
duties of ... 165
in townships; how appointed, duties, etc ... 343—346
SPECIAL ASSESSMENTS—
rule governing ... 15
SPRINGFIELD—
authorized to issue bonds to complete city offices and market house ... 29
STARK COUNTY—
providing for depositary of county funds ... 385
STATE BOARD OF HEALTH—
general duties ... 223, 224
STATE BOARD OF EQUALIZATION—(*Decennial.*)
how constituted and elected ... 235, 236
times of meeting; duties ... 236
STATE GEOLOGIST—
Governor to appoint; duties ... 262
STATIONERY—
to be purchased by clerk of courts ... 174
STENOGRAPHERS—
powers and duties of ... 78
official, may be appointed in certain counties ... 139
STEWARD—
of reformatory, benevolent, or penal institution; who eligible to appointment ... 148
STOCKS—
gambling in prohibited ... 13
STORAGE OR WAREHOUSE CERTIFICATES—
railroad companies may issue ... 52
STREETS AND ALLEYS—(See *public highways.*)
improvement of in certain cities ... 119

SUB-DISTRICTS—(See *schools.*) PAGE
joint; how dissolved 211, 212
SUMMIT COUNTY—
providing depositary for public money 80
board public works authorized to construct aqueduct over Wolf creek 170
SUMMONS—
upon corporation 172
SUPERINTENDENT—
of reformatory, benevolent or penal institution; who eligible to appointment 148
SUPERINTENDENT OF INSURANCE—
shall make annual valuations of life insurance policies 11
duty as to returns of insurance agents and companies 275
SUPERVISING ENGINEER—
in Cincinnati 137
SUPERVISOR OF ROADS—
duties of in certain counties 60, 218
penalty for neglect of duty 218
general duties and powers of 231
SUPREME COURT—
may appoint constables 125
order in which cases may be docketed and heard 372
cases which may be heard out of their order 373
TAXATION—
tracts valued separately 50
of building and loan association stock 293
rate of for state purposes 376
TAXES—
on foreign insurance companies in certain counties to be paid to the police fund, and to firemen's pension fund 5, 115
payment of in assignments 202
certain municipalities authorized to levy tax for water-works extension 219
of insurance companies 275
on fish nets in certain waters of the state 352
TEACHERS—
voting for near relatives by members of shool board prohibited 208
duties as to compulsory education 337
penalty for failure to perform 338
THEATER—
inspection of 46
TOLEDO—(See *Lucas county.*)
when levy for public library to be reduced; bonds 79
limitation of assessments for improvements 198
provision for persons sentenced to work-house 200
when parent or guardian may be sentenced to work-house for cruelty to children 200
paroles of prisoners in work-house 201
fines paid by persons sentenced to work-house 202
school funds to be placed in depositary 232
cost of material for street improvements; how estimated 241
TOLL—
rates of 138

TOWNSHIP— PAGE
clerk of, when to act as clerk of election 93
precincts; who to act as judges and clerks of elections in 94
certain townships made road districts 110
trustees; salary of 119
trustees; who to furnish relief to poor 143
military relief commission; how appointed 343
TOWNSHIP CLERK—
salary of in certain township 350
TOWNSHIP DITCHES—
proceedings to clean out 256
on return of estimates 256
after time fixed for repairs 257
duties of trustees 256, 257
TOWNSHIP SUPERVISORS—
office of created in certain counties 324
may be removed for neglect or malfeasance 325
duties; compensation, how paid 325, 328
TOWNSHIP TREASURERS—
advance payments may be made to 43
payments to by county treasurer 168
TOWNSHIP TRUSTEES—
authorized to purchase revised statutes 210
duties as to supervisors in certain counties 325
to approve contracts for repairs on roads 326
to examine and settle accounts of supervisors 327
to purchase necessary tools and implements for use on highways 327
to authorize sidewalks and foot bridges 328
to levy tax to improve highways 328
TRANSIENT TRADERS—
may be licensed in certain cities 244
TREASURER—
of mutual aid association; when to give bond 89
TRESPASS—
upon fair grounds and other enclosures; penalty 302
TRUANT OFFICERS—
appointment of 335
reports; duties 336, 337
penalty for failure to perform 338
TRUSTEES—
of railway in certain cities authorized to extend lease 67
of certain townships authorized to levy a road tax 68
of township to approve bond of assessor 91
of township to act as judges of election 94
of gas works; how appointed; term; election; compensation 108
of township; salary 119
of extinct parish, congregation, etc.; duty of as to money received from sale of property 132
of reformatory penal institution ineligible to appointment as superintendent or steward 148
duties as to ditches 256, 257
TURNPIKES—(See *public ways.*)
TURNPIKE DIRECTORS—
may contract for labor and material 28

PAGE

UNCLAIMED COSTS—
who to make lists ... 239
disposition of ... 240

UNITED STATES—
appropriation for Ohio soldiers' and sailors' orphans' home ... 222, 223
authorized to purchase land for fish hatchery ... 233, 234
act ceding jurisdiction and authorizing purchase of site in Portsmouth for public building ... 289

UNIVERSITY—
how number of trustees may be increased ... 341

URBANA—
authorized to issue natural gas bonds ... 103

VALUATION—
of real property ... 50

VETERAN VOLUNTEERS—
bounties for re-enlisted ... 194

VIEWERS—
report of; proceedings when set aside ... 59

VILLAGES—
council may construct sidewalk along public road ... 33
advance payments may be made to treasurers of ... 43
in certain counties may grant building permits ... 90
judges and clerks of elections in certain villages ... 93
when treasurer to receive funds from county treasurer ... 168
when election precincts in may be divided ... 177
regulating burial of dead in ... 179
may issue bonds for natural gas; levy tax to pay ... 215, 216
for water-works extension ... 219
duties and fees of marshal ... 252

VINTON COUNTY—
governor to execute deed to J. R. Allen ... 227
to heirs of Isaac Climer ... 228

VIRGINIA MILITARY LANDS—
trustees Ohio state university authorized to convey certain lands ... 92

VISITING AGENT—
of children's home; how appointed; duties; compensation ... 340

VOTING PLACES—
loitering within prescribed limits unlawful ... 332, 368
penalty for ... 333, 368

WARD—
guardian may improve real estate of imbecile ... 31

WARDS—
boundaries of, how established ... 50

WAGES—
unlawful to pay in scrip ... 27
actions for; how to be heard ... 109

WAREHOUSE CERTIFICATES—
railroad companies may issue ... 52

WATER WORKS—
certain villages authorized to issue bonds for extension ... 219
disposition of surplus funds ... 299
board of authorized to increase water rents ... 364
how land appropriated for in certain counties ... 365

WEIGHTS AND MEASURES— PAGE
barrel 53
secretary of state to supply auditor of Licking county 220
standard weight of bushel 296
WELSH, FRANK—
appropriation for 216
WHEATON, MRS. J. M.—
appropriation for labor performed by the late Dr. J. M. Wheaton 263
WILBERFORCE UNIVERSITY—
additional appropriation 392
WELLS—
abandoned gas, must be plugged 48
WINE—
to manufacture or sell adulterated unlawful; penalty 96–99
WITNESS—
may be punished as for contempt 48
number limited in certain cases 77
subpœna may issue to any county in criminal cases 77
WOLF CREEK AQUEDUCT—
board public works authorized to construct 170
WOODCHUCK—
offering bounty for killing 158
WORK HOUSES—
maintenance of persons sentenced to, in certain cities 200
directors of in certain cities may unite with county commissioners in maintenance of inmates 200
parole of prisoners in certain cities 201
fines of persons sentenced to in certain cities 202
management to be vested in board of directors 221
duty of directors as to persons so sentenced for crime of petit larcency 261
XENIA—(See *Greene county.*)
authorized to clean and sprinkle streets, plant trees, etc 206
YOUNGSTOWN TOWNSHIP—
salary of clerk 350

INDEX TO LOCAL AND SPECIAL ACTS.

[Subjects are arranged under the head of the counties in which they respectively belong.]

ADAMS COUNTY— PAGE

Jefferson township divided into four election precincts ... 406
commissioners authorized to construct certain free turnpike roads ... 462
Winchester separate school district authorized to levy additional tax for schools ... 498
commissioners authorized to construct a free turnpike road ... 600, 605
to rebuild the Rome and Mineral Springs free turnpike ... 611
Manchester township authorized to aid in erection of soldiers' monument ... 661

ALLEN COUNTY—

county surveyor to do all county work as surveyor or engineer ... 277
for relief of William Wilson ... 437
Lima authorized to transfer funds ... 438
to change the time of holding court of common pleas ... 480

ASHLAND COUNTY—

commissioners authorized to provide for deficiencies in county funds ... 446
G. A. R., women's relief corps and sons of veterans authorized to use armory at Polk, at certain times ... 514
Ashland authorized to transfer certain funds ... 620

ASHTABULA COUNTY—

Lenox township authorized to erect soldiers' monument ... 510
Pierpont township authorized to erect soldiers' monument ... 514
Jefferson authorized to sell certain lands ... 576
Windsor township authorized to levy tax for cemetery purposes ... 675
Ashtabula authorized to issue bonds for improvement of streets ... 686
to transfer certain funds ... 687
Rock Creek authorized to transfer funds ... 699

ATHENS COUNTY—

Albany authorized to borrow money to erect town hall and prison ... 500
Athens authorized to transfer certain funds ... 594
Glouster authorized to issue bonds for general purposes and to pay debts ... 608
commissioners authorized to levy tax to build a soldiers' monument ... 631
dividing Trimble township into three election precincts ... 631
commissioners authorized to transfer certain funds ... 662

AUGLAIZE COUNTY—

St. Mary's authorized to issue bonds for sundry purposes ... 512
board of education of Wapakoneta authorized to issue bonds to erect addition to school house ... 550
New Bremen authorized to issue bonds to encourage manufactories ... 575
Minster authorized to issue bonds for street improvements ... 616

BELMONT COUNTY—

board of education of Bellaire authorized to lease part of central school building ... 423
commissioners authorized and required to build a court house and jail ... 435
trustees of Kirkwood township authorized to assume certain duties ... 451
trustees of civil township of Union authorized to assume functions of original township trustees ... 536

BELMONT COUNTY—Continued— PAGE
Pultney township divided into two election precincts 536
Bridgeport authorized to issue bonds for water-works 594
dividing Warren township into two election precincts 674
BROWN COUNTY—
commissioners authorized to issue bonds for repair of court house 412
replace county records lost and injured by fire.. 413
Jefferson township authorized to erect a township hall 461
commissioners authorized to unite with Clermont county to build free turnpike 534
commissioners authorized to erect a turnpike road 598
commissioners authorized to construct a certain free turnpike road 623
creating special school district for Mt. Oreb and vicinity 641
Russellville authorized to issue bonds for natural gas 689
BUTLER COUNTY—
board of public affairs established in Hamilton 16
Oxford authorized to erect or purchase electric light plant 418, 467
dividing Morgan township into two election precincts 513
dividing Lemon township into two election precincts 579
dividing Ross township into two election precincts 584
CHAMPAIGN COUNTY—
Urbana authorized to issue natural gas bonds 103
Johnson township authorized to issue bonds to build a township house in Millerstown precinct.. 504
board of education of Urbana authorized to issue bonds to heat and improve high school building 547
Rush township authorized to control flow of artesian wells 573
CLARKE COUNTY—
New Carlisle authorized to transfer funds 495
purchase library for schools 640
CLERMONT COUNTY—
authorizing sale of Goshen seminary and grounds 410
commissioners authorized to construct a certain free turnpike 421, 451, 486, 528, 636
purchase the Batavia Union turnpike 427
Milford authorized to borrow money and erect town hall, etc 448, 542
changing time of holding court of common pleas 512
commissioners authorized to unite with Brown county in constructing a free turnpike 534
Batavia authorized to extend the time on its bonded indebtedness 552
commissioners authorized to construct certain free turnpike roads 588, 599
Loveland authorized to transfer certain funds 592
Stone Lick township authorized to appropriate funds to aid in construction of a certain turnpike road 592
commissioners authorized to purchase certain part of Cincinnati, Columbus and Wooster turnpike road 606
board of education of Tate township authorized to increase estimate for contingent fund, and to pay said increase to board of education of Washington township 667
Boston authorized to issue bonds to repair streets 681
commissioners authorized to issue bonds to build jail and sheriff's residence.. 706
CLINTON COUNTY—
Wilmington authorized to provide for additional compensation to the late marshal, W. R. Babb 503

CLINTON COUNTY—Continued— PAGE
Star of Hope Lodge authorized to issue bonds and mortgage its property..... 538
Sabina authorized to issue bonds for natural gas..... 599
Wilmington authorized to issue bonds for natural gas..... 654

COLUMBIANA COUNTY—
how land in may be appropriated for water-works..... 365
East Liverpool authorized to transfer funds..... 433
Leetonia authorized to issue bonds for water-works..... 444
commissioners authorized to build jail and sheriff's residence..... 468
East Palestine authorized to issue bonds for water-works..... 543
Columbiana authorized to purchase an electric light or gas plant..... 544

COSHOCTON COUNTY—
ratifying contract with board public works..... 126
authorizing Franklin township treasurer to make certain credits from sale of certain railroad bonds or stocks..... 435
commissioners authorized to appropriate and distribute certain funds..... 443
trustees Lafayette township authorized to appropriate certain funds for the building of a township house..... 496
board of education of Tuscarawas township authorized to transfer funds..... 563
trustees of Baptist Church in West Lafayette authorized to sell certain real estate..... 569
dissolving joint sub-school district in Pike township..... 601

CRAWFORD COUNTY—
Galion authorized to buy land; erect buildings..... 242
sell or lease real estate or buildings..... 242
issue bonds; levy tax to pay..... 242, 243
transfer certain funds..... 452
issue bonds to complete electric light plant..... 454
Bucyrus authorized to issue bonds for natural gas..... 474
Galion authorized to issue bonds for natural gas..... 508
Crestline authorized to issue bonds for certain purposes..... 547
Bucyrus authorized to issue bonds to erect a city building..... 639

CUYAHOGA COUNTY—
assistant prosecuting attorney may be appointed in..... 4, 66
term and compensation of..... 4
authorizing village council to grant building permits..... 90
Cleveland authorized to contract for dredging navigable streams..... 109
common pleas and probate judges may appoint stenographers..... 139
certificate of semi-annual settlement to be sent to auditor state and comptroller by county auditor..... 160
board of equalization in Cleveland..... 192
appointment of criminal bailiff..... 225
compensation of county officers..... 264
act relating to duties and compensation of county officers repealed..... 268
salary of coroner in lieu of fees..... 269
allowance for expenses of county commissioners..... 347
provision for payment of taxes..... 354
deputy treasurer; how appointed..... 355
when taxes may be paid..... 355
commissioners authorized to issue certain bonds..... 427
Collingwood authorized to transfer certain funds..... 436
Brooklyn authorized to issue bonds for school purposes..... 501
Olmsted township authorized to transfer certain funds..... 520
West Cleveland authorized to issue bonds to improve Detroit street..... 532, 687

CUYAHOGA COUNTY—Continued— PAGE
Berea authorized to transfer certain funds..... 569
Rockport township authorized to build cemetery vaults..... 595
commissioners authorized to lease armory..... 617

CLEVELAND—(See *Cuyahoga county.*)
board of equalization; duties and powers; times of meeting..... 192
to establish board of fire commissioners..... 278
board of improvements..... 278
disposition of surplus water rents..... 299
board of elections to appoint ballot distributors in voting precincts..... 329
police pension fund; how constituted and disbursed..... 349
compensation of police..... 350
mayor authorized to appoint comptroller; terms; duties..... 366
regulating loans by savings banks upon personal property..... 370
designating rank and pay of police patrol..... 370
regulating expenditures for certain improvements..... 392
authorized to fund certain railroad stocks..... 506
council authorized to issue bonds to improve harbor..... 519

DARKE COUNTY—
Greenville authorized to purchase or lease land for natural gas..... 9, 65
commissioners authorized to complete and furnish children's home..... 431

DEFIANCE COUNTY—
Highland township authorized to issue bonds for certain purposes..... 527
commissioners authorized to levy additional taxes for road purposes in certain townships..... 602
Defiance authorized to issue bonds for construction of certain buildings..... 615
for natural gas..... 622

DELAWARE COUNTY—
Delaware authorized to issue bonds for natural gas..... 323
mayor to appoint supervisory committee..... 324
commissioners authorized to issue bonds to establish a children's home..... 697

ERIE COUNTY—
trustees of M. E. church of Perkins township, authorized to transfer cemetery lands..... 495
Sandusky authorized to transfer certain funds..... 516, 554
establishing an election precinct in Perkins township, and to fix legal residence of inmates of Ohio soldiers' and sailors' home..... 674

FAIRFIELD COUNTY—
commissioners authorized to transfer certain funds..... 574
dividing Walnut township into two election precincts..... 589
commissioners authorized to levy tax for relief of the county agricultural society..... 613
Baltimore authorized to issue bonds for natural gas..... 676

FAYETTE COUNTY—
dividing Union township into two voting precincts..... 529
Washington C. H. authorized to issue bonds to build sewers..... 535
trustees of Bloomingburg academy authorized to sell the same..... 618

FRANKLIN COUNTY—
assistant prosecuting attorney may be appointed..... 66
Columbus authorized to improve Franklin park..... 252, 253
commissioners authorized to construct a bridge and approaches thereto over Olentangy river at the foot of Dodridge street..... 417, 565
commissioners authorized to construct bridge at terminus of Third avenue, in Columbus..... 420

FRANKLIN COUNTY—Continued— PAGE
commissioners authorized to construct bridge at foot of Goodale street, in Columbus 511
Gahanna independent school district authorized to issue bonds to build and furnish a school house 539
dividing Perry township into two election precincts 562
dividing Truro township into two election precincts 562
Hilliard authorized to issue bonds to grade and dress Main street 596
commissioners authorized to use moneys in bridge fund for other purposes 658

COLUMBUS—(See *Franklin county.*)
authorized to issue bonds to construct levee 102
to construct sewers 159
to improve Franklin Park 252
to issue bonds for fire department purposes 442
sewerage purposes 447
to transfer certain funds 519
to issue bonds to pay debts and supply deficiencies in police fund 626
to issue bonds to construct a bridge over railway tracks from Lazelle street to Buckeye street 653
to issue bonds for extending northwest main trunk sewer 675
to issue bonds to construct market house 677

FULTON COUNTY—
Fayette authorized to increase educational facilities 422
Archbold authorized to levy additional tax for schools 423
Delta special school district authorized to issue bonds to erect a school house 453
Wauseon authorized to erect additional building for northwestern collegiate institute 491
Swanton authorized to issue bonds for water-works 668
Wauseon authorized to issue bonds to improve Fulton street 692

GALLIA COUNTY—
commissioners authorized to pay a certain sum of money to Harriet Hampton 539

GEAUGA COUNTY—
act creating office of township supervisors 324
Burton township authorized to transfer funds 467

GREENE COUNTY—
Xenia authorized to clean streets, plant trees, etc 206
to increase electric light plant 425
Silver creek township authorized to sell cemetery, purchase other grounds, and remove bodies 478
village of Jamestown and township of Silver creek authorized to jointly erect and use a town hall 523
commissioners authorized to pay certain legal expenses out of general fund 531
Xenia authorized to transfer certain funds 552
Yellow Springs and Miami township authorized to unite in purchase of site and erection of town hall 625
providing for certain road improvements 627
commissioners authorized to make certain road improvements 629
Spring Valley township authorized to transfer certain funds 661
preventing sale of intoxicating liquors within certain limits about Antioch college, or Wilberforce university 662

GUERNSEY COUNTY—
board of education of Westland township authorized to transfer certain funds 424
Cambridge authorized to transfer funds 548
to issue bonds for general improvements 649

GUERNSEY COUNTY—Continued— PAGE
board of education of Jefferson township authorized to transfer funds..... 671
commissioners authorized to levy tax for road improvements in Liberty township 699

HAMILTON COUNTY—
assistant prosecuting attorney may be appointed in..... 4, 66
term and compensation of 4
certificate of semi-annual settlement to be sent to county auditor, auditor state, and city comptroller..... 160
times of meeting, powers and duties of board of equalization..... 192
Lockland authorized to issue bonds for building sewers 416
Westwood authorized to borrow money to furnish town hall, etc 419
commissioners authorized to improve certain road..... 426
St. Bernard authorized to issue town hall bonds..... 443
Milford authorized to borrow money and build town hall 448
commissioners authorized to use certain funds constructing water-works and reservoir at Longview asylum 470
commissioners authorized to improve Woodburn avenue..... 485
Harrison authorized to transfer certain funds 493
dividing Reading precinct into three election precincts..... 498
for the relief of the Little Miami elevator company..... 502
Columbia township authorized to transfer certain funds..... 529
Avondale authorized to issue bonds for certain purposes..... 537
Milford authorized to build town hall, etc 542
commissioners authorized to build bridge over Mill creek at Colerain avenue 566
to construct embankment to east end of suspension bridge in Whitewater township..... 567
commissioners authorized to issue bonds to erect armory for Ohio National Guard..... 568
Reading authorized to purchase sight and erect town hall..... 571
commissioners authorized to erect bridger over Mill creek, and the Cincinnati, Hamilton and Dayton railroad..... 580
Loveland authorized to transfer certain funds..... 592
Crosby township authorized to improve a certain road 610
commissioners authorized to open, grade and macadamize Glen Lyon avenue 635
to improve the Cincinnati, Oakley, and Madison avenue..... 651
Hartwell authorized to construct system of drainage..... 653
commissioners authorized to complete a certain road..... 664
Lockland authorized to issue bonds to erect town hall..... 703

CINCINNATI—(See *Hamilton county*).
one-half taxes received from foreign insurance companies in, to be paid to police relief fund..... 5
board of public affairs authorized to construct sewers..... 129
regulating steam boiler furnaces, fire-escapes, etc.; mayor to appoint supervising engineer..... 135
issue of additional city hall bonds..... 148
board trustees firemen's pension fund..... 149
board of equalization; times of meeting..... 192
limitations of assessments for improvements..... 198
board of public affairs authorized to improve streets..... 204
police authorized to use armory for certain purposes..... 243
board of education; duties of.....258, 259
when to act as county canvassing board..... 259
city bonds to be registered with sinking fund trustees..... 274

CINCINNATI—Continued— PAGE
board of aldermen; how constituted ... 277
appointment of board of directors university of Cincinnati ... 292
duties of board of public works as to construction of trunk sewers ... 297
how council may provide for cost of extending water mains ... 365
act concerning erection of building for public uses ... 383
HANCOCK COUNTY—
providing for board of public affairs in Findlay ... 246
Arcadia authorized to issue bonds for natural gas ... 487
for release of sureties of Josiah Boutwell, treasurer of Orange township ... 489
dividing Pleasant township into two election precincts ... 515
Orange township authorized to levy tax to build macadamized roads ... 585
Fostoria authorized to issue bonds for water works ... 648
Findlay authorized to establish public library ... 705
HARDIN COUNTY—
commissioners authorized to levy tax to meet certain indebtedness ... 430
Kenton authorized to transfer certain funds ... 557
Marion township authorized to use certain funds to build township house ... 690
HARRISON COUNTY—
county commissioners authorized to establish children's home; to transfer certain funds ... 408
Rumley township authorized to invest certain funds ... 566
commissioners authorized to improve the public roads ... 586
HENRY COUNTY—
governor to execute deed for land in to Catharine B. Felker ... 348
commissioners authorized to issue bonds for the redemption of other bonds ... 475
Deshler authorized to issue bonds for natural gas ... 555
commissioners authorized to transfer certain funds ... 577
Holgate authorized to issue bonds for natural gas ... 589
Deshler authorized to transfer certain funds ... 614
Liberty Center authorized to transfer certain funds ... 614
Napoleon authorized to transfer certain funds ... 619
Deshler authorized to issue bonds for village expenses ... 643
commissioners authorized to improve the roads ... 644
HIGHLAND COUNTY—
commissioners authorized to transfer certain funds ... 423
HOCKING COUNTY—
dividing Green township into three election precincts ... 533
Logan authorized to issue bonds for certain purposes ... 584
annexing certain territory to Millville special school district ... 616
relieving Sanford Brownlee, of Logan ... 669
commissioners authorized to purchase toll roads and to convert to free roads 679
HOLMES COUNTY—
for relief of George L. Teeter ... 695
HURON COUNTY—
Bellevue authorized to issue bonds to repair, improve and extend water-works ... 459
Greenwich authorized to issue bonds for sundry purposes ... 460
Norwich authorized to transfer funds ... 645
JEFFERSON COUNTY—
commissioners authorized to open and construct a certain road and to provide funds ... 480
Steubenville authorized to transfer certain funds ... 482
Wayne township authorized to erect a tool-house ... 637

KNOX COUNTY— PAGE

Mt. Vernon authorized to issue bonds for natural gas 276
trustees of Alum creek monthly meeting of friends authorized to sell certain lands, and to invest proceeds 432
Mt. Vernon authorized to transfer certain funds 449

LAKE COUNTY—

act creating office of township supervisor 324
Painesville authorized to issue bonds for construction of sewers 560
dividing Willoughby township into two election precincts 595
Painesville township authorized to transfer certain funds 619
Painesville authorized to issue bonds to improve streets 702

LAWRENCE COUNTY—

changing time of holding court of common pleas, for first term in 1889 408
providing for the erection of a soldiers' memorial hall in Ironton 483

LICKING COUNTY—

Granville township authorized to levy a road tax 68
secretary of state authorized to furnish auditor weights and measures 220
Granville Female Academy, name changed; authorized to grant literary degrees 465
Granville township authorized to transfer certain funds 505
to erect soldiers' and sailors' memorial building 524
dissolving joint sub-district in Fallsburg township 601
commissioners authorized to issue bonds to complete jail 632
Granville authorized to transfer certain funds 663
trustees of Lima M. E. church, of Pataskala circuit, authorized to sell real estate 665
trustees of Cedar Hill cemetery, Newark, authorized to accept certain trusts.. 672

LOGAN COUNTY—

duty of supervisor as to certain private roads 60
Quincy authorized to issue bonds for natural gas 492
to lease or sell gas well and fixtures 509

LORAIN COUNTY—

Elyria authorized to issue bonds to improve streets, etc 146
Oberlin authorized to transfer certain funds 415
Elyria township authorized to transfer certain funds 434
to transfer certain funds to Elyria village 620
Elyria authorized to transfer funds 645

LUCAS COUNTY—

assistant prosecuting attorney may be appointed in 4, 66
term and compensation of 4
levy for library purposes, books, etc 79
for relief of Martha Carver 490
providing for appointment of superintendent of schools in Washington township 568
Oregon township divided into three election precincts 646
commissioners authorized to pay claim of Philander Huested 655
for relief of Lucius Horner 642

TOLEDO—

authorized to issue natural gas bonds 7
limitation of assessments for improvements 198
for maintenance of persons sentenced to work house 200
parent or guardian may be sentenced to work house for cruelty to children.. 200
paroles of prisoners in work house 201
fines paid by persons sentenced to work house 202

TOLEDO—Continued— PAGE
school funds to be placed in depositary 232
cost of material for street improvements; how determined 241
MADISON COUNTY—
commissioners authorized to erect court house and jail 672
MAHONING COUNTY—
salary of clerk of Youngstown township 350
Youngstown authorized to transfer certain funds 458
Smith township reorganized into three election precincts 468
commissioners authorized to increase tax levy of general fund 604
MARION COUNTY—
board of education of La Rue authorized to issue bonds to erect school house 558
commissioners authorized to issue bonds to improve fair grounds 558
Prospect authorized to transfer funds 592
MEDINA COUNTY—
Wadsworth special school district authorized to make additional levy for school purposes 532
Medina authorized to issue bonds to improve streets 556
Wadsworth authorized to transfer certain funds 593
board of education of special school district No. 1, Spencer township, authorized to issue bonds and increase levy 683
trustees of M. E. church, Weymouth, authorized to sell church property and divide proceeds 702
MERCER COUNTY—
Celina authorized to issue bonds for natural gas 633
Coldwater authorized to issue bonds for natural gas and other purposes 676
Celina authorized to transfer certain funds 681
MIAMI COUNTY—
providing for board of managers of agriculture societies 113
commissioners authorized to make appropriation to the county agricultural society 494
amending an act incorporating the First Presbyterian church of Piqua 516
board of education of Piqua authorized to issue bonds to erect primary school buildings 526
Piqua authorized to issue bonds for certain improvements 590
commissioners authorized to purchase a turnpike 609
Staunton township authorized to sell township house and part of grounds, and erect new township house 646
Milton authorized to issue bonds for natural gas 652
MONROE COUNTY—
board of education of Clarington village district authorized to make additional levy for addition to school building, etc 517
Center township authorized to unite with Woodsfield in purchase of site and erection of town hall 564
Woodsfield authorized to unite with Center township in purchase of site and erection of town hall 564
commissioners authorized to refund to Samuel Gates certain moneys 609
to construct two free turnpikes 611
Clarington authorized to issue bonds to make improvements 643
commissioners authorized to construct a free turnpike road 678
MONTGOMERY COUNTY—
election of common pleas judge in second judicial district 235
Dayton authorized to construct levee along Mad river 246
to issue bonds to construct public buildings 328
to transfer a certain fund 436

MONTGOMERY COUNTY—Continued— PAGE
special school district authorized in certain townships.. 577
amending act of incorporation of First Presbyterian congregation of Dayton 671
MORGAN COUNTY—
providing for relief of sureties of A. L. Fawcett, treasurer Marion township 484, 501
McConnellsville authorized to issue bonds to erect a town hall..... 530
Windsor township authorized to join Stockport in purchase of site and erection of town hall..... 657
commissioners authorized to issue bonds to erect bridge over the Muskingum river at Stockport..... 704
MORROW COUNTY—
Mount Gilead authorized to issue bonds for natural gas..... 358
Cardington township divided into two election precincts 464
commissioners authorized to transfer certain sum from dog fund to the use of the agricultural society..... 582
Cardington authorized to issue bonds for natural gas..... 647
Edison authorized to issue bonds to build town hall..... 694
MUSKINGUM COUNTY—
New Concord authorized to complete town hall 425
trustees Salt Creek township authorized to assume certain duties....?. 465
Dresden authorized to transfer certain funds..... 472, 542
Frazeysburg authorized to issue bonds to improve streets..... 509
commissioners authorized to erect bridges over the Muskingum river 576, 586, 656
Taylorsville authorized to transfer certain funds..... 587
Dresden authorized to purchase site and erect town hall..... 596
for relief of John Cunningham..... 597
Roseville authorized to issue bonds for natural gas..... 682
OTTAWA COUNTY—
sale of land in to establish fish hatchery 233
Port Clinton authorized to transfer certain funds..... 471
commissioners authorized to transfer certain funds..... 517
PAULDING COUNTY—
Paulding authorized to sell bonds to replenish fire and expense funds..... 455
commissioners authorized to issue bonds to build a bridge..... 499
Emerald township authorized to transfer funds..... 518
Benton township authorized to purchase cemetery grounds..... 574
Harrison township authorized to purchase cemetery grounds..... 617
board of education of Paulding township authorized to issue bonds to pay school indebtedness, etc..... 618
PERRY COUNTY—
Somerset authorized to issue natural gas bonds..... 60
commissioners authorized to lease certain portions of court house..... 436
changing time for holding court of common pleas..... 438
Corning authorized to issue bonds to meet deficiencies in general fund..... 458
New Straitsville authorized to transfer funds..... 563
dividing Clayton township into two election precincts 635
PICKAWAY COUNTY—
commissioners authorized to issue bonds to cover deficiencies in county treasury 463
commissioners authorized to erect soldiers' monument (supplementary to prior act)..... 520
dividing Jackson township into two election precincts.....
county treasurer authorized to place funds in Circleville banks during repair of court house.....

PAGE

PIKE COUNTY—
Waverly authorized to transfer funds ... 455
commissioners authorized to transfer certain funds ... 456

PORTAGE COUNTY—
Kent village school district authorized to make certain annual levies for school purposes ... 521
Suffield township authorized to transfer certain funds ... 522
Garrettsville authorized to transfer certain funds ... 546
Ravenna authorized to purchase an electric light plant ... 696

PREBLE COUNTY—
Camden authorized to issue bonds for certain purposes ... 448
New Paris authorized to transfer certain funds ... 530
Somers township authorized to donate to the county commissioners a certain sum of money to repair a road ... 578

PUTNAM COUNTY—
dividing Palmer township into two election precincts ... 507
Ottawa school district authorized to transfer certain funds and to purchase a building site ... 513
Ottawa authorized to issue bonds for natural gas ... 583
Riley township authorized to expend certain surplus money upon public roads ... 591
board of education of Kalida authorized to levy an additional tax ... 601
Fort Jennings authorized to transfer certain funds ... 608
certain townships authorized to improve public highways ... 669

RICHLAND COUNTY—
Bellville authorized to transfer certain funds ... 447
Mansfield authorized to transfer certain funds ... 460
Shelby authorized to transfer certain funds ... 481
Madison township authorized to complete soldiers' and sailors' memorial building ... 497
Shelby authorized to issue bonds for natural gas ... 624

ROSS COUNTY—
Scioto township authorized to transfer certain funds ... 410
Huntington township authorized to issue bonds to buy site for, and erect township house ... 439
allowing certain private road in Union township to be worked as a public road ... 487
board of education in special school district in North precinct, Union township, authorized to transfer funds ... 593
commissioners authorized to transfer certain funds, and levy additional tax for general fund ... 605
supplementing an act relative to turnpikes ... 663

SANDUSKY COUNTY—
Bellevue authorized to issue bonds to repair, improve and extend waterworks ... 459
Clyde authorized to transfer certain funds ... 472
Fremont authorized to accept custody and control of part of Western Reserve and Maumee state road ... 541
village of Gibsonburg and Madison township authorized to unite in erection of town hall, and for other purposes ... 548
commissioners authorized to build a jail and sheriff's residence ... 603

SCIOTO COUNTY—
authorizing sale of land in Portsmouth to United States for public building 289
South Webster authorized to levy tax for cemetery purposes ... 561

SENECA COUNTY— PAGE

Tiffin authorized to issue natural gas bonds 169
Fostoria authorized to transfer certain funds 411
commissioners authorized to issue bonds to replenish bridge fund 456
Tiffin authorized to make certain levies 481
Scipio township authorized to build soldiers' monument 557
Fostoria authorized to issue bonds for water-works 648

SHELBY COUNTY—

changing time of holding court of common pleas 480
Port Jefferson authorized to issue bonds for natural gas 684

STARK COUNTY—

Canton authorized to improve streets 279
to provide for board of property owners to enforce certain contracts 280
providing for depositary for county funds 385
Louisville authorized to issue bonds for water-works 414
Canton authorized to issue bonds to enlarge and improve fire department 419
Plain township divided into three election precincts 433
Alliance authorized to borrow money to pay indebtedness 438
Massillon authorized to issue bonds for sewer purposes 499
Navarre authorized to transfer certain funds 546
board of education of Marlboro special school district authorized to reimburse William Powell for losses 559
establishing a special school district in Osnaburg township 638
commissioners authorized to transfer certain funds 638
Nimishillen township divided into two election precincts 659
Canton township divided into two election precincts 659
Alliance authorized to issue bonds to erect a school house 665

SUMMIT COUNTY—

depositary for public moneys 70, 80
Wolf creek aqueduct; building of authorized 170
Portage township divided into two election precincts 413
commissioners authorized to sell real estate, and to purchase site for children's home 446
board of education of Akron authorized to levy tax for certain purposes 551
Copley township authorized to transfer funds 704

TRUMBULL COUNTY—

Warren authorized to issue bonds to construct main sewer 440, 572
to raise additional money to erect soldiers' monument on public grounds 466
Hubbard township authorized to erect a soldiers' monument 485
board of education of Niles authorized to levy additional tax for school purposes 563
Hubbard authorized to transfer certain funds 627
defining limits of Leavittsburg election precinct 666
Gustavus township authorized to sell the town hall and lot 666

TUSCARAWAS COUNTY—

Uhrichsville authorized to issue bonds for sundry purposes 496
New Philadelphia authorized to transfer certain funds 591
Mill township authorized to issue bonds for natural gas 621
Trenton, name changed to Tuscarawas 688

UNION COUNTY—

county commissioners authorized to pay money for indebtedness of county agricultural society 471
Richwood authorized to issue bonds to build town hall 660

VAN WERT COUNTY— PAGE

Van Wert authorized to provide public water-works ... 409
commissioners authorized to make appropriation to agricultural society ... 434
Van Wert authorized to transfer certain funds ... 437
to levy additional tax to pay bonds ... 614
Willshire authorized to transfer certain funds ... 691
to issue bonds to build town hall ... 693
Van Wert authorized to issue bonds for water-works ... 700

VINTON COUNTY—

governor to execute deed to J. R. Allen ... 227
to heirs of Isaac Climer ... 228
Wilkesville township authorized to equalize and distribute certain school funds ... 507
boards of education of Knox and Vinton townships authorized to levy tax to pay proportionate expense for constructing a school house ... 650
Elk township authorized to levy tax for care of the "old cemetery." ... 663

WARREN COUNTY—

commissioners authorized to make an appropriation to the county agricultural society ... 452
Loveland authorized to transfer certain funds ... 592

WASHINGTON COUNTY—

Marietta authorized to purchase or erect an electric light plant ... 415
county treasurer authorized to collect rents from ministerial section ... 441
Harmar authorized to transfer certain funds ... 463
to provide for improvement of roads ... 476
commissioners authorized to transfer funds ... 524
establishing certain township lines ... 538
commissioners authorized to levy additional tax ... 552
Marietta authorized to issue bonds to construct water-works ... 632

WAYNE COUNTY—

Orrville authorized to transfer funds ... 407
Wooster authorized to transfer certain funds ... 690
Green township authorized to transfer certain funds ... 691
Orrville authorized to issue bonds for certain purposes ... 696

WILLIAMS COUNTY—

Bryan authorized to issue bonds to pay indebtedness ... 457
to transfer funds ... 494
commissioners authorized to issue bonds to repair or build court house ... 505
board of education of Edgerton school district authorized to levy additional tax ... 559
repealing an act authorizing West Unity to build a town hall ... 640

WOOD COUNTY—

incorporated villages authorized to issue bonds for natural gas ... 429
Bairdstown authorized to issue bonds to pay indebtedness ... 450
Montgomery township authorized to issue bonds for the purchase of a lot and the erection of a soldiers' monument ... 473
North Baltimore authorized to issue bonds to erect a town hall, etc ... 549

WYANDOT COUNTY—

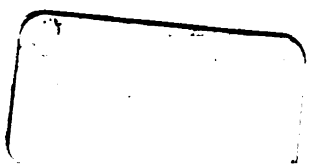
Crawford township authorized to be separate road district for macadamizing purposes, etc ... 518
Carey authorized to transfer certain funds ... 554
commissioners authorized to issue bonds in payment of scrip issued to volunteers ... 570
making Ridge township a separate road district ... 642

NAMES CHANGED.

	PAGE
Amerman, Mary K., to Mary K. Johnson	522
Amerman, Wendell Howard, to Wendell Howard Johnson	522
Boice, Clark, to Clark Boatman	506
Cooper, Amelia, to Nora Cooper	707
Cox, Robert, to Robert C. Slusser	608
Hall, Eleanor J., to Eleanor J. Tressel	519
Kelly, Leon, to Leon Southam	422
Lechner, Henry, to Henry Lafner	470
Osberghaus, Charles, to Charles Osberg	695
Osberghaus, Caroline J., to Caroline J. Osberg	695
Osberghaus, Charles L., to Charles L. Osberg	695
Osberghaus, William C., to William C. Osberg	695
Osberghaus, Louis, to Louis Osberg	695
Osberghaus, Amelia C., to Amelia C. Osberg	695
Philbrick, Ernest L., to Ernest L. Boynton	482
Rolinsky, Max M., to Max M. Rolins	546
Shaw, Martha E., to Martha E. Black	581
Thorman, William D., to William D. Coleman	465
Thorman, Sallie R., to Sallie R. Coleman	465
Trenton, village of, to Tuscarawas	688
Wells, Elizabeth Fisher, to Elizabeth Fisher Ross	424
Wise, Maud, to Maud Wheeler	480

INDEX TO JOINT RESOLUTIONS.

ADJOURNMENT— PAGE
relative to, of general assembly 732
ADJUTANT-GENERAL—
commissioner of public printing authorized to bind 600 copies of report 720
authorized to loan tents to O. G. Sherman post, G. A. R. 727
AGRICULTURAL EXPERIMENT STATION—
supervisor public printing to print reports of 728
AMENDMENTS—
proposed to state constitution. 724, 726, 728
BARBER, MOSES P.—
relative to admittance to Cleveland asylum for insane 709
CENTENNIAL—
album of Ohio centennial to be deposited in vaults of state treasury 715
CLEVELAND ASYLUM—
relative to admittance of Moses P. Barber 709
COMMISSIONER COMMON SCHOOLS—
providing for furnishing copy of revised statutes to 722
COMMISSIONER OF RAILRODS AND TELEGRAPHS—
authorized to cause certain railroad maps to be printed 720
CONGRESS—
requesting United States to establish fish hatchery on lake Erie 714
to improve Ohio river 715
requesting members from Ohio to use all honorable means to secure passage of a service pension bill 719
requested to pass laws relative to jurisdiction of courts over "The Neutral Strip," or "No Man's Land" 729
CONSTITUTION—
proposing amendments thereto 724, 726, 728
DITCHES—
relative to location of joint-county, between border counties and those of other states 710
FEEBLE-MINDED YOUTH, INSTITUTION FOR—
trustees authorized to make investigation relative to the purchase of land ... 723
FISH—
relative to propagation of 718
FISH HATCHERY—
relative to establishing on lake Erie 714
relative to riparian rights in sale of lands 727
GENERAL ASSEMBLY—
joint convention to count votes for state officers 708
providing for printing legislative manual 709
secretary of state authorized to deliver to each member 20 copies vol. 6, geology of Ohio 718
relative to adjournment 732

	PAGE
GEOLOGICAL SURVEY—	
distribution of volume 6	714
secretary of state authorized to deliver 20 copies of vol. 6 to each member of the general assembly	718
GOVERNOR—	
committee appointed to wait upon	708
to transmit to governor of Indiana resolution in regard to draining certain lands	710
INGLIN, NIMROD—	
relative to admittance to Toledo insane asylum	717
MARINES—	
providing for publication of, in roster of Ohio soldiers and sailors	722
NORTHWESTERN HOSPITAL FOR INSANE—	
relative to transfer of inmates of, to Toledo insane asylum	721
OHIO RIVER—	
relative to improvement of by general government	715
OHIO, STATE OF—	
extending right hand of fellowship to the states recently admitted into the union	722
OHIO STATE UNIVERSITY—	
granting certain authority to trustees	721
REVISED STATUTES—	
secretary of state to furnish copy to state commissioner common schools	722
to reporter supreme court	727
SECRETARY OF STATE—	
authorized to deliver allotted quota of vol. 6, Ohio geological survey, to each member of the general assembly	714
authorized to deliver 20 copies, vol. 6, Ohio geological survey, to each member of the general assembly	718
authorized to contract for publication of certain state reports	719
requested to return H. B. No. 935	720
to furnish state commissioner common schools revised statutes	722
reporter supreme court revised statutes	727
requested to return H. B. No. 1098	728
SUPERVISOR OF PUBLIC PRINTING—	
authorized to bind 600 copies adjutant-general's report	720
to print bulletins of Ohio agricultural experiment station	728
SUPREME COURT—	
reporter of to be furnished revised statutes by secretary of state	727
TENTS—	
authorizing adjutant-general to loan	727
TOLEDO INSANE ASYLUM—	
relative to admittance of Nimrod Inglin	717
to transfer of inmates of northwestern hospital to	721

11057